

**CITY COMMISSION  
Regular Meeting Minutes  
Commission Chambers  
101 S. Hickory, Ottawa, Kansas  
Minutes of September 21, 2011**

The City Governing Body met at 9:30 am this date for the Regular City Commission Meeting with the following members present and participating to wit: Mayor Ramsey, Commissioner Reed, Commissioner Richards, Commissioner Caylor, and Commissioner Jorgensen. 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 Reed made a motion, seconded by Commissioner Richards, to approve the consent agenda. The consent agenda included the agenda and minutes from the August 15 and August 29, 2011 Study Sessions; the August 17, 2011 Regular Meeting; and the August 17, 2011 Special Call Meeting. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the Consent Agenda duly approved.

**Public Comments**

Thereupon, the Governing Body heard from Ted Fogle, 1521 S Maple, regarding the need for Kingman Road improvements.

Thereupon, the Governing Body discussed possible improvements to the road.

**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.

**Proclamation – Constitution Week**

Thereupon, Mayor Ramsey read a proclamation recognizing September 17-23, 2011 as Constitution Week. Constitution Week is an official week to commemorate the world's longest-lived written Constitution. Thereupon, General Edward Hand Chapter, Daughters of the American Revolution member Emily Kirkpatrick accepted the proclamation.

**Proclamation – International Walk to School Day**

Thereupon, Mayor Ramsey read a proclamation recognizing October 5, 2011 as International Walk to School Day. This event was established in the United States in 1997 by the *Partnership for a Walkable America*. In May 2006, the National Center for Safe Routes to School was established to assist communities in enabling and encouraging children to safely walk and bike to school, and now serves as the national coordinating agency for Walk to School activities in the USA. Thereupon, Communities in Schools representative Becky Nevergold and Assistant Planner Tom Yahl accepted the proclamation.

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### **Third Quarter Recognition of City Employees**

Thereupon, the City Commission recognized City employees who have accomplished certain personal milestones, been promoted or have recently completed educational and professional development programs, and those who are new to the City. Thereupon, the Governing Body recognized the following employees:

#### **Rick Geist, Police Department**

Rick will be retiring on September 30, 2011 with 30 years of service to the City of Ottawa. A reception honoring Detective Geist will be held from 3-5 pm on Thursday, September 29, 2011 at the Ottawa Fire Department, 720 W Second Street.

#### **Larabe Alexander, Police Department**

#### **Leah Thomas, Police Department**

Community Service Officer Larabe Alexander and Officer Leah Thomas have become DARE certified.

#### **Ryan Murphy, Police Department**

Officer Ryan Murphy completed Field Officer Training.

#### **Bobbie Hawkins, Police Department**

Sergeant Bobbie Hawkins attended the Kansas Police Administration Seminar at the Kansas Law Enforcement Training Center.

#### **Tom Yahl, Planning and Codes Department**

Tom recently passed the Association of State Floodplain Managers Certification Exam to become a Certified Floodplain Manager (CFM). Tom is the first City employee to become a certified floodplain manager, and joins 125 Kansas officials who have earned CFM designations.

#### **Travis Kurtz, Fire Department**

Travis joined the Ottawa Fire Department as a Fire Fighter/EMT I on August 8, 2011.

#### **Kelly Hadl-Raby, Utilities**

Kelly joined the Utilities Department as a Warehouse Worker I on August 3, 2011.

#### **Dirk Beaty, Utilities**

Dirk joined the Utilities Department as a Water Distribution/Wastewater Collection Assistant Superintendent on July 11, 2011.

#### **Jason Drayer, Utilities**

Jason joined the Utilities Department as a Water Distribution/Wastewater Collection Maintenance Worker I on July 18, 2011.

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**Bob Crowell, Public Works/Streets**

Bob joined the City on August 22, 2011 as an Equipment Operator I in the Streets Division of the Public Works Department.

**DJ Welsh, Public Works/Parks**

DJ joined the Parks Division of the Public Works Department on September 4, 2011 as an Equipment Operator I.

**Public Hearing – 2597 US 59 Highway**

Thereupon, Mayor Ramsey stated a public hearing for the consideration of annexation of the property located at 2597 US 59 Highway is in order. The public hearing is continued from the August 3, 2011 Regular Meeting and is for the purpose of hearing public comments related to the annexation of the property located at 2597 US 59 Highway to the City of Ottawa, Kansas.

Thereupon, Mayor Ramsey opened the public hearing at 10:06 am.

Thereupon, the Governing Body heard from City Attorney Bob Bezek who gave an overview of the annexation.

Thereupon, the Governing Body heard from Attorney Blaine Finch who discussed a proposal on behalf of property owner Mark Shay regarding annexation terms for the property located at 2597 US 59 Highway.

Thereupon, City Attorney Bob Bezek provided closing comments.

Thereupon, Mayor Ramsey declared the public hearing closed at 10:37 am.

**Ordinance – Annexing Land at 2597 US 59 Highway**

Thereupon, the Governing Body reviewed an ordinance annexing the land to the City of Ottawa located at 2597 US 59 Highway. Thereupon, Commissioner Jorgensen made a motion, seconded by Commissioner Reed, to adopt the ordinance.

During discussion it was explained the ordinance annexes the land to the City of Ottawa located at 2597 US 59 Highway.

Thereupon, Commissioner Jorgensen made a motion, seconded by Commissioner Caylor to table the motion and ordinance until the next Regular Meeting on October 5, 2011. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the original motion and related ordinance tabled until the next Regular Meeting Agenda.

**Ordinance – Stormwater Management**

Thereupon, the Governing Body reviewed an ordinance adopting by reference Chapter 15 of the Ottawa Municipal Code and implementing Stormwater Management. Thereupon, Commissioner Richards made a motion, seconded by Commissioner Jorgensen, to adopt the ordinance.

Thereupon, the Governing Body heard from Stormwater Project Specialist Sam Davis who made a presentation detailing proposed stormwater management practices. 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.3795-11.

**Applications – Neighborhood Revitalization Program**

Thereupon, the Governing Body reviewed a request for approval of applications for the Neighborhood Revitalization Program. Thereupon, Commissioner Richards made a motion, seconded by Commissioner Caylor, to approve the applications.

During discussion it was explained the Neighborhood Revitalization Program Review Committee recommended one commercial structure (415 S Main) and two residential structures (1040 S Walnut and 812 Lincoln) for inclusion in the Neighborhood Revitalization Program and to be eligible for property tax rebates as identified by the program guidelines. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the applications duly approved.

**Ordinance – Countryside District**

Thereupon, the Governing Body reviewed an ordinance amending Article 8, Section 8-2, Countryside District regulations, for the City of Ottawa Zoning Regulations. Thereupon, Commissioner Jorgensen made a motion, seconded by Commissioner Caylor, to adopt the ordinance.

During discussion it was explained the amendment provides better consistency with the Franklin County Zoning Regulations for those parcels in the Urban Growth Area by permitting churches and places of worship in the City's Countryside District. The Planning Commission recommended this amendment with a 7-0 vote. 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. 3796-11.

**Resolution – Waive GAAP-Based Accounting**

Thereupon, the Governing Body reviewed a resolution authorizing the City of Ottawa, Kansas to request the Director of Accounts and Reports to waive the statutory requirement to use GAAP-based accounting for reporting of Fiscal Year 2011. Thereupon, Commissioner Caylor made a motion, seconded by Commissioner Richards, to adopt the resolution.

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During discussion it was explained this is an annual procedural request to formalize the format of financial accounting reports for the City of Ottawa for the 2011 Fiscal Year. 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. 1559-11.

### **Voting Delegates – National League of Cities Congress**

Thereupon, the Governing Body reviewed the voting delegates for the National League of Cities Congress of Cities Annual Meeting.

During discussion it was explained the National League of Cities is holding the annual meeting in Phoenix, Arizona, November 9-12, 2011. The City of Ottawa needs to designate one voting delegate and one alternate. Commissioner Caylor was nominated as the voting delegate; City Manager Richard U Nienstedt was nominated as the alternate. Thereupon, Commissioner Reed made a motion, seconded by Commissioner Richards, to approve the voting delegates. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the voting delegates duly approved.

### **City Manager's Report**

Thereupon, City Manager Richard Nienstedt announced the Joint City/County/USD 290 Luncheon will be held at City Hall on September 21, 2011.

### **Commissioner's Report**

Thereupon, Commissioner Caylor reported on the following:

- Goppert Building tour and encouraged all to attend the Open House on September 24<sup>th</sup>
- Encouraged support of the Life Care Center
- Was privileged to welcome Mr. and Mrs. Yushchenko, former President of Ukraine and his wife, at Ottawa University

Thereupon, Commissioner Richards discussed the following:

- Recognition of Constitution Week events.
- Community and Schools 5K Run starting at Kanza Park on Saturday.

### **Mayor's Report**

Thereupon, Mayor Ramsey stated the new Goppert Building will be a good addition to the community and a lot of effort went into making it happen.

**Adjournment**

There being no further business to come before the Governing Body Commissioner Jorgensen made a motion, seconded by Commissioner Richards, 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 11:09 am.

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Carolyn S. Snethen, City Clerk