

STUDY SESSION MINUTES

OTTAWA, KANSAS

Minutes of

January 8, 2001

The City Governing Body met in Work Study Session at 4:00 p.m. this date, the following members present and participating to wit: Mayor Jackson present, Commissioner Ramsey present, Commissioner Finch present, Commissioner Fler present, and Commissioner Gillette absent. A quorum was present.

The Mayor called the meeting to order and asked for Public Comments. There were no Public Comments offered at this time.

Review of Minutes

Thereupon, the Governing Body reviewed and accepted the Work Study Session Minutes for December 11, 2000, and December 18, 2000.

Review of Agenda

Thereupon, the Governing Body noted there is nothing for the January 17, 2001, agenda at this time.

Ottawa Main Street Association

Thereupon, Main Street USA Director Ms. Julie Prideaux, reviewed with the Governing Body the results of the recently conducted HyettPalma survey.

Martin Luther King Proclamation

Thereupon, it was moved and seconded to approve the Martin Luther King Proclamation as presented. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the proclamation approved as presented.

Undoing Racism Proclamation

Thereupon, it was moved and seconded to approve the Undoing Racism Proclamation as presented. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the proclamation approved as presented.

January 8, 2001

Request to Use Kanza Park – Ottawa Church of the Nazarene

Thereupon, the Governing Body reviewed with Pastor Steven Iwersen the request to use Kanza Park on May 31, June 1, 2, 2001, to present the Witness 2001 production. Thereupon, the Governing Body agreed by consensus to approve this request.

Kansas Department of Wildlife & Parks Grant Availability

Thereupon, the Governing Body reviewed information from Public Works Senior Secretary JoAnn Nowatzke requesting authorization to apply for grant monies for Kanza Park. The grant monies would be a 50/50 match with the City's portion being approximately \$16,000 - \$17,000.

During discussion it was explained by City Manager Scott Lambers the funds are available from Contingency Funds. Thereupon, the Governing Body agreed by consensus to approve this request as presented.

Annexation – 17th & 19th Streets

Thereupon, the Governing Body agreed to place this item on the January 17, 2001, City Commission agenda.

State Legislative Program

Thereupon, the Governing Body reviewed the draft document for the 2001 State Legislative Program. In addition to those items presented Commissioner Finch asked that water quality (wastewater), Highway Patrol cutbacks (safety), and KDI funding also be added. Commissioner Ramsey requested catalog sales (e-commerce), unfunded mandates, and a copy of the updated draft be presented to the County at the Joint City/County/USD 290 meeting on January 17, 2001. City Manager Scott Lambers stated he would update the draft and bring it back to the Work Study Session meeting on January 15, 2001.

Wastewater Treatment Plant – Financial Options

Thereupon, the Governing Body discussed financial options for the proposed wastewater treatment plant. The Governing Body reviewed a letter from Franklin County Clerk Shari Perry. The City will need to remember advanced voting starts on March 14, 2001, and the information needs to be to the printer by March 5th or 6th. Thereupon, the Governing Body agreed to bring this item back for discussion at the January 22, 2001, Work Study Session.

Monthly Financial and Activity Report for November 2000

Thereupon, the Governing Body agreed to place this item on the January 17, 2001, City Commission agenda.

Open Agenda

Thereupon, Commissioner Ramsey expressed concern that the Friends of the Airport have had a draft of the Master Plan and to his knowledge the Governing Body had not seen a draft. City Manager Scott Lambers explained the draft copy is a large document and is available to the Governing Body. Thereupon, Mayor Jackson stated he would like the Governing Body to have copies.

Thereupon, Commissioner Finch asked the status of pothole repairs in the community. Public Works Director Andy Haney stated they are currently being worked on. In addition, Commissioner Finch requested the Governing Body meet with the Planning Commission to clear up communication problems that may exist. City Manager Scott Lambers stated February 22, 2001, is currently being looked at for a possible meeting date.

Thereupon, Mayor Jackson reported to the Governing Body he had received, on behalf of the City, a certificate of appreciation from the US Department of Commerce, for the City's help in collecting the Census Bureau information. Mayor Jackson announced there would be a Legislative Coffee, this Saturday at 10:00 a.m. at People's Bank.

Adjournment

There being no further business to come before the Governing Body, Commissioner Finch made a motion, seconded by commissioner Fleer to adjourn the meeting. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the meeting duly adjourned.

Scott D. Bird, City Clerk

January 8, 2001

STUDY SESSION MINUTES

OTTAWA, KANSAS Minutes of January 15, 2001

The City Governing Body met in Work Study Session at 4:00 p.m. this date, the following members present and participating to wit: Mayor Jackson present, Commissioner Ramsey present, Commissioner Finch present, Commissioner Fler present, and Commissioner Gillette present. A quorum was present.

The Mayor called the meeting to order and asked for Public Comments. There were no Public Comments offered at this time.

Review of Minutes

Thereupon, the Governing Body reviewed and accepted the Work Study Session minutes for January 8, 2001.

Review of Agenda

Thereupon, the Governing Body reviewed and accepted the January 17, 2001, agenda noting changes may occur.

Request from Ladies Auxiliary of VFW

Thereupon, the Governing Body reviewed a request from Ms. Ruth Moore, a representative of the VFW Ladies Auxiliary to use the Ottawa Municipal Auditorium for a fundraiser, without charge, February 24, 2001. Thereupon, the Governing Body gave their approval for this event to help a boy who needs a kidney transplant.

KOFO Lawn and Garden Show

Thereupon, the Governing Body reviewed and gave their approval to a request from Ms. Kathy Niehoff who requested the restriction of parking in front of the Auditorium for the annual Home and Garden Expo.

Habitat for Humanity

Thereupon, the Governing Body reviewed a letter from Ms. Kay Pedersen requesting a waiver of the City's demolition fee of \$20 for a structure recently obtained by Habitat for Humanity. Thereupon, the Governing Body agreed by consensus to approve this request.

January 15, 2001

City of Ottawa

Franchise Agreement with Southwestern Bell

Thereupon, the Governing Body reviewed a letter from Mr. Ed Sims, Director of Municipal Affairs Southwestern Bell.

During discussion it was recommended the existing Franchise Agreement with Southwestern Bell be renegotiated concurrent with the Franchise Agreement with Cox Communications. The Southwestern Bell Franchise Agreement expires June 2001, and the Cox Communications Agreement expires August 2001. Thereupon, the Governing Body gave their approval to proceed and agreed to bring this issue back at a later date.

ORC Request – Shelter at Orlis Cox

Thereupon, the Governing Body reviewed with Ottawa Recreation Director Jane Morton, a request for a shelter to be built adjacent to the new concession stand at the Orlis Cox Complex. This shelter will be built through donations and will serve as a shaded area for patrons to gather during the summer softball/baseball seasons. Thereupon, the Governing Body agreed by consensus for the construction of this shelter at the Orlis Cox Complex with minimum assistances from the City.

Ordinance Amendment

Thereupon, Fire Chief Jeff Carner reviewed with the Governing Body a request to make a change in the City ordinance related to state statute changes. The two changes in the statute are the adding of windstorm, to the qualifying damage, and changing the value from \$5,000 or ten percent, whichever is less, to the new amount of fifteen percent. Chief Carner stated the change in this ordinance will clearly enhance the city's position in dealing with damaged structures, and expand damage to wind blown or tornado damaged structures, which has a potential serious impact on the community. Thereupon, the Governing Body agreed by consensus to place this ordinance on the agenda for the Regular City Commission meeting of January 17, 2001.

State Legislative Program

Thereupon, the Governing Body reviewed the priority list of the Ottawa City Commission for the 2001 Legislative Session. Thereupon, the Governing Body agreed by consensus that the list reflected the Commissioner's priorities.

January 15, 2001

City of Ottawa

Condemnation Financing

Thereupon, the Governing Body reviewed with City Manager Scott Lambers, some options for increasing the current level of budget funding for the condemnation/demolition projects for 2001 – 2003 and work to put in place a plan that would assist with rehabilitation in the future.

Open Agenda

Thereupon, Commissioner Finch requested Neighborhood Revitalization be put on the agenda for the Joint City/County/USD 290. Commissioner Finch also requested the City of Ottawa recognize Martin Luther King Jr. Day next year.

Thereupon, Commissioner Ramsey stated he would like to look at all the holidays the employees observe.

Thereupon, Mayor Jackson asked that an agenda be put together for the Joint Meeting and asked City Clerk Scott Bird, to contact the County and USD 290 to see if they had any agenda items they wanted added for the Joint Meeting, and asked the City Clerk to let them know the meeting will start promptly at Noon.

Thereupon, City Manager Scott Lambers felt the issue of the lease on the City building at 4th & Walnut would be brought up, as he had been approached by the school superintendent about the lease that expires in August.

Thereupon, Mayor Jackson added he had received a thank you from Larry and Linda Finch, for the demolition at 521 N. Cedar. Mayor Jackson also wanted to look at Martin Luther King Jr. Day as a holiday for employees and no Study Session on this date.

Adjournment

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

Scott D. Bird, City Clerk

January 15, 2001

City Commission
Regular Meeting Minutes
Ottawa, Kansas
January 17, 2001

The City Governing Body met at 9:30 a.m. this date, the following members present and participating to wit: Mayor Jackson present, Commissioner Ramsey present, Commissioner Fleer present, Commissioner Finch present, and Commissioner Gillette present. 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. The Invocation was given by Rev. Leroy Rayson.

Agenda Approval

Thereupon, it was moved and seconded to approve the agenda as presented. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the agenda duly approved as presented.

Approval of Minutes

Thereupon, it was moved and seconded to approve the minutes of December 20, 2000, as presented. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the minutes of December 20, 2000, duly approved.

Public Comments

None offered at this time.

Presentations and Recognitions

Martin Luther King Proclamation

Thereupon, Mayor pro tem Ramsey read a proclamation recognizing Monday, January 15, 2001, as Dr. Martin Luther King, Jr. Day, in the City of Ottawa, Kansas.

Undoing Racism Proclamation

Thereupon, the Mayor read a proclamation recognizing the month of January 2001, as “Undoing Racism Month” in the City of Ottawa, Kansas.

January 17, 2001

New Business

Annexing Land – Ordinance

Thereupon, there was presented an ordinance annexing 10 acres of land known as the Deerfield subdivision, at 17th and 19th Street. Thereupon, Commissioner Ramsey made a motion, seconded by Commissioner Finch, to adopt the ordinance. The motion was considered and upon being put, all present voted aye. Thereupon, Mayor Jackson declared the ordinance duly adopted and the ordinance was duly numbered Ordinance No. 3359-01.

Amending Municipal Code – Chapter IX; Article 5; Section 9-501

Thereupon, there was presented an ordinance amending Chapter IX; Article 5; Section 9-501, regarding insurance proceeds, regulations established; requirements of insurance companies, of the Municipal Code of the City of Ottawa, Kansas. Thereupon, Commissioner Finch made a motion, seconded by Commissioner Fleer, to adopt the ordinance. The motion was considered and upon being put, all present voted aye. Thereupon, Mayor Jackson declared the ordinance duly adopted and the ordinance was duly numbered Ordinance No. 3360-01.

2001 State Legislative Program

Thereupon, each year the City of Ottawa establishes its legislative priorities by adopting a Legislative Program containing issues of concern to the City for the upcoming Legislative Session. Upon adoption this program will be presented to the Franklin County Legislative Delegation, Governor and House and Senate Leadership. Thereupon, Commissioner Gillette made a motion, seconded by Commissioner Fleer, to adopt the City of Ottawa's, legislative priorities. The motion was considered and upon being put, all present voted aye. Thereupon, Mayor Jackson declared the City of Ottawa's legislative priorities duly approved.

Acceptance of Monthly Financial and Activity Report- November

Thereupon, Commissioner Ramsey made a motion, seconded by Commissioner Gillette, to accept the Monthly Financial and Activity Report for the month of November 2000. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the Monthly Financial and Activity Report for the month of November 2000 duly approved.

Announcements

Thereupon, the Mayor announced:

1. There will be a Joint City/County/USD 290 meeting today at NOON, with the City of Ottawa hosting.
2. There will be a Work Study Session on January 22, 2001, at 3:30 p.m. (Executive Session – City Manager Evaluation 3:30 – 4:00 p.m.). Regular Work Study Session to commence at 4:00 p.m.

NEXT REGULAR MEETING: FEBRUARY 7, 2001 AT 7:00 P.M.

Adjournment

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

The entire text of the meeting is on tape in the office of the City Clerk and will remain so for one year after the date of the meeting.

Scott D. Bird, City Clerk

January 17, 2001

STUDY SESSION MINUTES

OTTAWA, KANSAS

Minutes of January 22, 2001

The City Governing Body met in Work Study Session at 3:30 p.m. this date, the following members present and participating to wit: Mayor Jackson present, Commissioner Ramsey present, Commissioner Finch present, Commissioner Fleer present, and Commissioner Gillette absent. A quorum was present.

Thereupon, the Mayor opened the meeting, stating the first 30 minutes would be dedicated to Executive Session to discuss non-elected personnel.

Recess- Executive Session

Thereupon, Commissioner Gillette made a motion, seconded by Commissioner Ramsey, to recess into Executive Session to discuss non-elected personnel in order to protect the rights of the personnel for a period of 30 minutes and to reconvene in Open Session at 4:00 p.m. in the same Work Study Session room. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the meeting duly recessed and asked that the room be cleared.

Reconvene

Thereupon, at 4:00 p.m. it was moved and seconded to reconvene the meeting. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the meeting duly reconvened.

Public Comment

There were no Public Comments offered at this time.

Smoking Restrictions in Restaurants

Thereupon, the Governing Body heard from Ms. Caren Rugg of Community Health Assessment Project (CHAP) and a small contingent of others representing this effort who presented a proposal that all areas in restaurants in the City of Ottawa be declared non-smoking areas.

The Governing Body also heard from Mrs. Donna Adell who stated her husband suffers severely from asthma and they have had to leave restaurants due to the effect of smoking and have had to choose to eat in restaurants that are smoke free.

January 22, 2001

Members of CHAP presented the Governing Body with a proposed sample ordinance and asked that they consider a similar ordinance for the City of Ottawa. The Governing Body discussed this issue and agreed to bring it back at a future date, but asked to see an ordinance, which has been adopted by a community that already has such legislation in place.

Wastewater Treatment Plant Financing

Thereupon, the Governing Body reviewed a possible financial analysis that would result in a .1 percent sales tax increase bringing the City's sales tax rate to 7 percent, which would be coupled with sewer rate increases to pay for the proposed Wastewater Treatment Plant improvement. The Governing Body discussed this issue and agreed to call a Public Hearing to be scheduled for February 7, 2001, for further input and citizens be allowed to respond to a 1/4 cent sales tax increase or the proposed 1/10 cent sales tax with sewer rate increases as well.

Neighborhood Revitalization Program

Thereupon, the Governing Body heard from Commissioner Finch who presented the revisions to the existing Interlocal Agreement and the Governing Body agreed to place this item on the agenda for February 7, 2001.

Industrial Refunding Revenue Bonds – Wal-Mart

Thereupon, the Governing Body considered a request from Wal-Mart, refunding an existing bond issue in an aggregate principle amount of \$1,585,000. Thereupon, Commissioner Gillette made a motion, seconded by Commissioner Ramsey, to adopt the resolution to authorize the Mayor and the City Clerk to execute the necessary documentation for the refunding to occur. 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. 1100-01.

Waiver of Sub-division Regulations

Thereupon, the City Governing Body reviewed a request to consider a waiver from current sub-division regulations with regards to paved streets. A letter from a potential developer asked that development be allowed to proceed in the vicinity of East 8th and 9th Streets, between Funston and Liberty Streets and this development be allowed to proceed with gravel streets. The Governing Body reviewed this request and denied it unanimously.

January 22, 2001

Condemnation of Structures

Thereupon, the Governing Body agreed to place this item on the next agenda.

Adjournment

There being no further business to come before the Governing Body it was moved and seconded to adjourn. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the meeting duly adjourned.

Scott D. Bird, City Clerk

January 22, 2001

STUDY SESSION MINUTES

OTTAWA, KANSAS

Minutes of February 5, 2001

The City Governing Body met in Work Study Session at 3:30 p.m. this date, the following members present and participating to wit: Mayor Jackson present, Commissioner Ramsey present, Commissioner Finch present, Commissioner Gillette present, and Commissioner Fler absent. A quorum was present.

The Mayor called the meeting to order and asked for a motion to go into Executive Session. Thereupon, Commissioner Ramsey made a motion, seconded by Commissioner Gillette, to recess into Executive Session to discuss pending litigation for a period of 30 minutes, and to reconvene in Open Session at 4:00 p.m. in the same Work Study Session room at 4:01 p.m. The motion was considered and upon being put, all present vote aye. Thereupon, the Mayor declared the meeting duly recessed.

Reconvene

Thereupon, at 4:01 p.m. Commissioner Gillette made a motion, seconded by Commissioner Finch, to reconvene into Work Study Session. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the meeting duly reconvened.

Commissioner Fler joined the Commission during the Executive Session.

Public Comments

There were no public comments offered at this time.

Work Study Session Items

Review of Minutes

Thereupon, the Governing Body reviewed and accepted the January 15, 2001, and January 22, 2001, Work Study Session minutes.

Youth Council Member's

Thereupon, the Governing Body reviewed a recommendation for Kyle Huschka and Bryce Huschka to be sworn in at the February 7, 2001, as Youth Council members of the Governing Body of the City of Ottawa, Kansas.

February 5, 2001

Thereupon, the Governing Body agreed to place this item on the February 7, 2001, regular meeting agenda.

Animal Shelter Advisory Board Member

Thereupon, the Governing Body reviewed a letter from Shawn Kelsey, Advisory Board Member of the B. Martin Peck Animal Shelter, and agreed to name Commissioner Gillette as the City's representative to the B. Martin Peck Animal Shelter Advisory Board. Commissioner Gillette accepted the appointment. This item was placed on the February 7, 2001, agenda.

Skateboard Park

Thereupon, the Governing Body heard a recommendation from Public Works Director Andy Haney and ORC Director Jane Morton to contract with American Ramp Company for the design and construction of the City's skateboard park. Mayor Jackson recommended a phase-in program and the Governing Body agreed to the recommendation.

Vacation of 17th Street Right-of-Way – Deerfield Subdivision

Thereupon, the Governing Body reviewed an ordinance providing for the vacation of a portion of 17th Street right-of-way that is no longer necessary as a result of the Deerfield Subdivision. The Governing Body discussed this issue and agreed to place it on the February 7, 2001, agenda.

Vacation of Easement for Granger Subdivision

Thereupon, the Governing Body reviewed with City Manager Scott Lambers and City Attorney Bob Bezek a resolution providing for the vacation of a City utility and gas line easement on the south side of the Granger Subdivision. Mr. Bezek explained this would return the easement to the existing condition before the proposed gas line change. The Governing Body reviewed this issue and agreed to place it on the February 7, 2001, agenda.

Resolution for GRDA Electricity Transmission

Thereupon, the Governing Body reviewed this item and agreed to place it on the February 7, 2001, regular meeting agenda.

February 5, 2001

Wastewater Treatment Plant Financing

Thereupon, the Governing Body reviewed a memo from City Manager Scott Lambers with 1/10 of a cent and 1/4 of a cent options under consideration for financing of the Wastewater Treatment Plant project. Thereupon, Commissioner Finch updated the Governing Body noting he had visited with Representative Tanner who has introduced legislation that will allow municipalities to impose sales tax at a rate of 1/10 of a percent. He further explained Senators Tyson and Corbin is introducing similar legislation in the Senate and there is strong hope this will go forward. Thereupon, Mayor Jackson thanked Commissioner Finch for his efforts.

Monthly Financial and Activity Report – December 2000

Thereupon, the Governing Body reviewed Monthly Financial and Activity Reports for the month of December and approved to place it on the February 7, 2001, agenda.

Open Agenda

Thereupon, the Governing Body discussed the proposed condemnation of the Otasco building and asked a representative of Main Street USA attend a meeting in the near future to discuss the article, which was reported in the paper regarding the Otasco building.

Adjournment

There being no further business to come before the Governing Body it was moved and seconded to adjourn the meeting. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the meeting duly adjourned.

Scott D. Bird, City Clerk

February 5, 2001

City Commission
Regular Meeting Minutes
Ottawa, Kansas
February 7, 2001

The City Governing Body met at 7:00 p.m. this date, the following members present and participating to wit: Mayor Jackson present, Commissioner Ramsey present, Commissioner Fler present, Commissioner Finch present, and Commissioner Gillette present. A quorum was present.

Welcome

Thereupon, the Mayor welcomed the Chamber Audience, and the KOFO viewing public. Thereupon, the Mayor led the Pledge of Allegiance to the American flag. The Invocation was given by the Rev. Leroy Rayson.

Agenda Approval

Thereupon, Commissioner Finch made a motion, seconded by Commissioner Ramsey, to approve the agenda as presented. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the agenda duly approved.

Approval of Minutes

Thereupon, Commissioner Gillette made a motion, seconded by Commissioner Finch, to approve the minutes of January 17, 2001, as presented. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the minutes of January 17, 2001, duly approved as written.

Oath of Office – Youth Delegate

Thereupon, Mayor Jackson explained, the Governing Body has been looking to find ways to allow youth in the community some involvement in government and a Youth Council was being developed that would eventually have up to ten members. The first two members recommended are Kyle Huschka and Bryce Huschka. Thereupon, the oath of office was administered by the City Clerk, and the Governing Body welcomed the input from these delegates.

Public Comments

None at this time.

February 7, 2001

City of Ottawa
Regular Meeting Minutes
February 7, 2001
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Black History Month

Thereupon, Mayor Jackson read a proclamation declaring the month of February 2001, as “Black History Month” in the City of Ottawa, Kansas. The proclamation was received by Angela Perryman, Assistant Pastor St. Paul AME Church.

Boy Scout Week Proclamation

Thereupon, the Mayor read a proclamation declaring February 4-10, 2001, as “Boy Scout Week” in the City of Ottawa, Kansas, and asked all citizens to recognize the service provided by local Boy Scouts. The proclamation was received by Star Scout Anthony Underwood, and Life Scout Eric Hammes both of Troop 77, Ottawa.

Public Hearing

Thereupon, the Mayor opened a public hearing to consider financing options for the new wastewater treatment plant. Thereupon, the Mayor explained the city is considering 1/10 - 1/4 cent sales tax to help pay the costs for the proposed wastewater treatment plant or as little as 1/10 of a cent, and called upon Commissioner Finch. Thereupon, Commissioner Finch explained that it takes special legislation to make a 1/10 of a cent possible. Such legislation has been proposed by Senator Tyson and Representative Tanner to make the 1/10 of a cent possible for all cities in the state.

Thereupon, Commissioner Fleer asked if there was a timetable on the passage of such a bill. Thereupon, Commissioner Finch responded that it is hoped the bill will be passed by February 23, 2001.

Thereupon, Freon Hollinger, 3090 Neosho Road, spoke against a sales tax increase to pay for this improvement.

There being no further comments the Mayor closed the public hearing.

New Business

Wal-Mart Lease – Release

Thereupon, there was presented a resolution authorizing the City of Ottawa, Kansas, to execute certain documents in connection with the exercise of a purchase option by Wal-Mart Store, Inc., under a lease between the City and Wal-Mart Stores, Inc. Thereupon, Commissioner Ramsey made a motion, seconded by Commissioner Gillette, to adopt the resolution.

During discussion it was explained this resolution will authorize the Mayor and City Clerk to execute the necessary documents for the refunding of outstanding Industrial Revenue Bonds for the former Wal-Mart retail facility on the west side of Princeton Road. The motion was considered and upon being put, passed by the following vote: Commissioner Fleer aye, Commissioner Ramsey aye, Commissioner Finch nay, Commissioner Gillette aye, and Mayor Jackson aye. Thereupon, the Mayor declared the resolution duly adopted by a vote of 4-1, and the resolution was duly numbered Resolution No. 1100-01.

Neighborhood Revitalization Program

Thereupon, there was presented a resolution to adopt the Neighborhood Revitalization Program. Thereupon, Commissioner Gillette made a motion, seconded by Commissioner Fleer, to adopt the resolution.

During discussion it was explained the Neighborhood Revitalization Program is subject to reauthorization by the participating entities each 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. 1101-01.

Interlocal Agreement – Neighborhood Revitalization Program

Thereupon, there was presented an agreement to amend the Interlocal Agreement for the City of Ottawa, Neighborhood Revitalization Program. Thereupon, Commissioner Finch made a motion, seconded by Commissioner Fleer, to approve the agreement.

During discussion it was explained that revisions to the Interlocal Agreement which are primarily technical in nature were reviewed by the Governing Body at a previous Work Study Session. The agreement must be approved by all three taxing entities, that is; City Commission, Franklin County Commission, and USD 290 School Board. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the agreement duly approved.

B. Martin Peck Animal Shelter Advisory Board

Thereupon, Commissioner Finch made a motion, seconded by Commissioner Fleer, to appoint Commissioner Gillette to the B. Martin Peck Animal Shelter Advisory Board. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the motion duly approved.

17th Street Right-of-Way Vacation

Thereupon, there was presented an ordinance vacating a portion of 17th Street right-of-way. Thereupon, Commissioner Fleer made a motion, seconded by Commissioner Finch, to adopt the ordinance.

During discussion it was explained the proposed Deerfield Subdivision had rendered unnecessary a portion of the 17th Street right-of-way that was obtained by the City previously. 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. 3361-01.

Release of Easement – Granger Subdivision

Thereupon, there was presented a resolution finding the necessity and authorizing the release of a certain easement now held by the City of Ottawa, Kansas, back to the underlying fee owner. Thereupon, Commissioner Finch made a motion, seconded by Commissioner Ramsey, to adopt the resolution.

During discussion it was explained this resolution would vacate an easement that is dedicated as part of the Granger Subdivision and is no longer needed. It was further explained that due to the I-35 relocation, it had been thought that this easement would be necessary. However, the Kansas Department of Transportation had reversed their earlier plans making this easement unnecessary, and therefore able to be released. 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. 1102-01.

Addendum No. 2 –KMEA (GRDA Project)

Thereupon, there was presented a resolution of the City of Ottawa, Kansas, authorizing the execution of Addendum No. 2 to a participant letter agreement, dated December 7, 1999, between the City of Ottawa, Kansas, and the Kansas Municipal Energy Agency relating to the purchase of electricity by the City from the Kansas Municipal Energy Agency for sale or use by the City (GRDA project).

Thereupon, Commissioner Finch made a motion, seconded by Commissioner Fleer, to adopt the resolution.

During discussion it was explained this would effectively settle a dispute to secure firm transmission from GRDA. 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. 1103-01.

Approval of Monthly Financial and Activity Report – December 2000

Thereupon, Commissioner Gillette made a motion, seconded by Commissioner Ramsey, to approve the December 2000, Monthly Financial and Activity Report. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the December 2000, Monthly Financial and Activity Report duly approved.

Reports by City Manager

Thereupon, the City Manager noted February 24, 2001, would be “Job-Shadowing” day for students from the high school to be paired with department heads. They will be asked to attend the Regular City Commission Meeting on this date and will be provided lunch at the Joint City/County/School meeting at noon.

The City Manager further noted the skateboard park company (Ramp America) the Governing Body heard about at the Monday Study Session, February 5, 2001, can have the skateboard park up, and running at a cost of \$38,500 by the end of February. Thereupon, Commissioner Finch made a motion, seconded by Commissioner Fleer, to proceed with the project. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared that authorization to proceed on the skateboard park duly approved.

Reports by City Commission

Thereupon, Commissioner Gillette expressed his appreciation for the effort made by Rev. Leroy Rayson in providing the Invocations at the City Commission meetings.

Announcements

Thereupon, the Mayor announced:

1. There will be an Executive Session on February 12, 2001, from 4:00 p.m. to 5:00 p.m. to discuss non-elected personnel.
2. There will be an Executive Session on February 19, 2001, at 3:30 p.m. to discuss non-elected personnel with the Regular Work Study Session immediately following at 4:00 p.m.

NEXT REGULAR MEETING: FEBRUARY 21, 2001, AT 9:30 A.M.

Adjournment

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

The entire text of the meeting is on tape in the office of the City Clerk and will remain so for one year after the date of the meeting.

Bonita Nicewander, Asst. City Clerk

February 7, 2001

STUDY SESSION MINUTES

OTTAWA, KANSAS Minutes of February 7, 2001

The City Governing Body met at 6:00 p.m. this date, the following members present and participating to wit: Mayor Jackson present, Commissioner Finch present, Commissioner Ramsey present, Commissioner Gillette present, and Commissioner Fleer present. A quorum was present.

The Mayor called the meeting to order and asked for public comments. There were no public comments offered at this time.

Review of Regular Meeting Agenda – February 7, 2001

Thereupon, the Governing Body reviewed the tentative agenda for February 7, 2001, noting additions would be made.

Black History Month Proclamation

Thereupon, the Governing Body reviewed a proclamation declaring February as “Black History Month” in the City of Ottawa, Kansas, and agreed to place this item on the regular meeting agenda.

Boy Scout Proclamation

Thereupon, there was presented a proclamation declaring February 4-10, 2001, “Boy Scout Week” in the City of Ottawa, Kansas. The Governing Body considered this proclamation and agreed to place it on the February 7, 2001, regular meeting agenda.

Domestic Violence Awareness

Thereupon, Laura Stocker, Women’s Transitional Care Director, addressed the Governing Body in an effort to raise awareness of the Women’s Transitional Care facility in Ottawa, Kansas. She noted Franklin County has one of the highest domestic violence rates in the state of Kansas. Women’s Transitional Care is offering services to this community. She provided information with telephone numbers locally 242-6300; toll free 1-800-770-3030; and Lawrence 785-843-3333.

February 7, 2001

Over the Road Gang

Thereupon, the Governing Body heard from Bill Younkin and Ralph Finch, Over the Road Gang requesting the use of Forest Park for the 15th Annual Ole' Marais River Run scheduled for September 15, 16, 2001, noting last year's show brought in over 800 cars and the anticipated participation is up to 1000 cars this year. Mr. Younkin requested "Cruise Night" be extended north as far as Kansas State Bank. He further requested the City participate in a leveling of the park entrance at a total cost of \$3,142 with a on a 50/50 participation with the car club.

The Governing Body approved these requests, including the 50/50 participation of the park entrance improvement. Commissioner Finch abstained due to his involvement with the car club.

Smoking Restrictions

Thereupon, the Governing Body asked that a survey of local business owners be conducted to determine if there is an interest in such an ordinance by the business owners; specifically restaurateurs and convenient storeowners. They also asked that ordinances from other cities be provided to use as a starting point for such legislation.

Boards and Commission Timetables

Thereupon, the Governing Body reviewed a timetable for the appointment of new members to the various boards and commissions appointed by the Governing Body. Notices will be given to the board and commission chairpersons on March 1, 2001, and advertising will begin March 15, 2001. The Governing Body agreed with this timetable.

Use of Kanza Park – Church of the Nazarene

Thereupon, the Governing Body reviewed a request from the Ottawa Church of the Nazarene to use an area in Kanza Park as a natural amphitheater, and asked that power be provided to this area. It was noted in a memo from Utility Director Jim Bradley, dated January 19, 2001, that the estimated cost for providing electricity to this area would be in excess of \$1,000. The Governing Body was reluctant to expend funds in an area that may not be needed in the future, and asked for further discussion on this item.

February 7, 2001

Finance Program for Condemnation

Thereupon, the Governing Body reviewed a memo from the City Manager outlining additional financing for condemnations within the City of Ottawa. It was noted the anticipated total cost for existing structures that have been identified for condemnation would be approximately \$250-\$300,000 and will take the next three years to fund. Funds will be utilized from the General Fund and Economic Development Fund as follows:

	2001	2002	2003	Total
General Fund	\$30,000	\$40,000	\$50,000	\$120,000
Economic Development Fund 2500 (Existing)	\$30,000	\$20,000	\$10,000	\$60,000
Economic Development Fund 2501 (New)	N/A	\$45,000	\$45,000	<u>\$90,000</u>
				\$270,000

Kansas League of Municipalities Legislative Conference

Thereupon, the Governing Body agreed to defer this item due to time constraints.

Open Agenda

Thereupon, Commissioner Finch expressed a desire to see the Planning Department “Vision Plan” proceed and asked about the new storage building on the corner of the City Hall parking lot.

Thereupon, Commissioner Gillette stated that illegal banners in the city continue to be a concern for him and he has noticed a local church in violation of this code.

Adjournment

There being no further business to come before the Governing Body at this time it was moved and seconded to adjourn. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the Study Session duly adjourned.

Scott D. Bird, City Clerk
February 7, 2001

STUDY SESSION MINUTES

OTTAWA, KANSAS

Minutes of February 12, 2001

The City Governing Body met at 4:00 p.m. this date, the following present and participating to wit: Mayor Jackson present, Commissioner Finch present, Commissioner Ramsey present, Commissioner Gillette present, and Commissioner Fler present. A quorum was present.

The Mayor called the meeting to order at 4:00 p.m.

Thereupon, the Mayor opened discussion regarding the possibility of funding the "Vision Plan" or "Comprehensive Plan." Thereupon, Commissioner Finch stated he preferred conducting the "Vision Plan" first, but he still wanted feedback from staff as to the availability of funding from the Planning Services line item. Thereupon, the Governing Body agreed further information from staff is needed regarding this issue. They also agreed that no decision had been made previously regarding this issue and asked that this information be conveyed to the local newspaper.

Thereupon, Commissioner Ramsey referenced a letter from Executive Director Julie Prideaux, Main Street USA, asking for a quarterly town meeting to be coordinated with the City Commission on March 7, 2001, at 6:30 p.m. In her letter Ms. Prideaux stated that Doyle Hyett will be returning to Ottawa to make a public presentation on the market analysis and economic enhancement strategies at 7:00 p.m., at the Carnegie Cultural Center. Thereupon, the Governing Body suggested this meeting not take place until 8:00 p.m., allowing the regularly scheduled City Commission meeting to be conducted at 7:00 p.m. on this same date.

Thereupon, it was suggested that a letter be drafted by the City Manager to the Planning Commission regarding the "Comprehensive Plan" clarification.

Executive Session

Thereupon, Commissioner Ramsey made a motion, seconded by Commissioner Gillette, to recess into Executive Session to discuss non-elected personnel for a period of 15 minutes and to reconvene in open session at 4:59 p.m. in the same Work Study Session room. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the meeting duly recessed.

February 12, 2001

Reconvene

Thereupon, Commissioner Finch made a motion, seconded by Commissioner Flear, to reconvene the meeting at 12:59 p.m.

Thereupon, the Mayor announced:

1. The next Study Session scheduled for February 19, 2001, will begin at 3:30 p.m., and the first 30 minutes will be dedicated to an Executive Session to discuss non-elected personnel.

Thereupon, Commissioner Finch stated the 1/10 of a cent sales tax issue had passed out of Committee, by a unanimous vote.

Thereupon, the Mayor announced the Mayor's Prayer lunch is scheduled for March 21, 2001, at 12 noon. Tickets will be available at the Chamber Office and City Hall, starting the first of March.

Thereupon, the Mayor further announced Ottawa University representatives have requested to be in attendance at the Work Study Session scheduled for March 26, 2001.

Adjournment

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

Scott D. Bird, City Clerk

February 12, 2001

STUDY SESSION MINUTES

OTTAWA, KANSAS

Minutes of February 19, 2001

The City Governing Body met at 3:30 p.m. this date, the following present and participating to wit: Mayor Jackson present, Commissioner Finch present, Commissioner Ramsey present, Commissioner Gillette present, and Commissioner Fleer present. A quorum was present.

Thereupon, the Mayor called the meeting to order at 3:30 p.m. and asked for a motion to go into Executive Session to discuss non-elected personnel for a period of 25 minutes and to reconvene in Open Session at 3:55 p.m. in the same Work Study Session room. The motion was considered and upon being put, all present vote aye. Thereupon, the Mayor declared the meeting duly recessed.

Reconvene

Thereupon, at 3:55 p.m. Commissioner Finch made a motion, seconded by Commissioner Fleer, to reconvene into Work Study Session. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the meeting duly reconvened.

Public Comments

There were no public comments offered at this time.

Work Study Session Items

Review of Minutes

Thereupon, the Governing Body reviewed and accepted the February 5, 2001, and February 7, 2001, Work Study Session minutes as presented.

Review of Agenda

Thereupon, the Governing Body reviewed the tentative agenda for February 19, 2001, noting additions may be made.

Read Across America Proclamation

Thereupon, there was presented a proclamation declaring March 2, 2001, as "Read Across America Day" in the City of Ottawa, Kansas. The Governing Body considered the proclamation and agreed to place it on the agenda for the Regular City Commission meeting February 19, 2001.

February 19, 2001

City of Ottawa

Rescheduling of March 21, 2001, Joint City/County/School Meeting

Thereupon, the Governing Body agreed by consensus to **reschedule** the Joint Meeting from March 21, 2001, to March 14, 2001, due to Spring Break and the Mayor's Prayer Luncheon.

Comprehensive Land Use Plan/Vision Program

Thereupon, Commissioner Finch requested the Governing Body bring this item back to the Thursday, February 22, 2001, Joint City Commission and Planning Commission meeting. Thereupon, the Governing Body agreed to bring this item back for discussion on February 22, 2001.

Use of Forest Park – Sampler Festival

Thereupon, the Governing Body reviewed a letter from Convention & Tourism Director Murray McGee requesting the use of Forest Park on October 6-7, 2001, for the Kansas Sampler Festival, and the \$2,500 financial support from the City. Thereupon, the Governing Body agreed by consensus to approve the use of Forest Park and authorization to submit \$2,500 of financial support to Convention & Tourism.

Use of City Park – Great Plains Chautauqua Event

Thereupon, the Governing Body reviewed a request from Convention & Tourism Director Murray McGee requesting the use of City Park June 22-26, 2001. Thereupon, the Governing Body agreed to this request.

Cedar Street Improvement

Thereupon, the Governing Body discussed with Director of Public Works Andy Haney a request for authorization to solicit design-engineering proposals and to phase in the construction of Cedar Street improvements over three phases with the first phase being 1st - 5th Street. Thereupon, the Governing Body agreed by consensus the authorization to proceed with soliciting for design engineering and to make application for the Phase I grant.

Bids for Skunk Run Fencing

Thereupon, Linda Hunt, 513 S. Cedar, expressed concern about a potential safety hazard with regards to Skunk Run at 5th & Oak.

During discussion it was determined a guardrail may be needed in this area instead of safety fence as previously thought. Public Works Director Andy Haney will review the area again.

Neighborhood Revitalization Program

Thereupon, the Governing Body reviewed applications for participation in the Neighborhood Revitalization Program from the following: 232 S. Main, 730 S. Elm, 740 Cypress, and 825 Cypress. Thereupon, the Governing Body agreed to place this item on the February 21, 2001, City Commission agenda.

Easement Vacation – Faith Lutheran Church

Thereupon, the Governing Body reviewed a request from Planning Director John Merrell requesting an easement vacation for Faith Lutheran Church. The Governing Body agreed to place this item on the February 21, 2001, City Commission agenda.

Fire Truck Bids

Thereupon, the Governing Body reviewed fire truck bids with Fire Chief Jeff Carner. Thereupon, the Governing Body accepted the Pierce bid in the amount of \$296,805 and agreed to place this item on the February 21, 2001, City Commission agenda.

Insitu-form/Cast-in-place Contract

Thereupon, the Governing Body heard from Director of Utilities Jim Bradley, a request to submit bids for the repair of sewer lines between Main Street and Walnut Street; First-Fifth; and one block between Main St. and Hickory St. 3rd-4th, using the insitu-form/cast-in-place technology. Thereupon, the Governing Body gave approval to Bradley to request bids for these projects.

February 19, 2001

Wastewater Treatment Financing Option – Sale Tax Legislative Update

Thereupon, Commissioner Finch updated the Governing Body with regards to the status of Senate Bill 216 and House Bill 2409.

National Legislative Program

Thereupon, the Governing Body summarized the National Legislative Program.

Open Agenda

Thereupon, City Manager Scott Lambers stated the City would apply to the US Department of Commerce & Housing for a (\$750,000) grant for the wastewater treatment plant.

Thereupon, Commissioner Fleer expressed concern regarding who paid for the chartered bus for the youth employees, and ORC changing meeting times.

Thereupon, Mr. Lambers stated contractors would be working on the skateboard park tomorrow, February 20, 2001, and the tennis court pads are still curing.

Thereupon, Mayor Jackson asked that a motion be made to add the City Manager's contract addendum as item sixteen on the City Commission regular meeting agenda for February 21, 2001. Thereupon, Commissioner Finch made a motion, seconded by Commissioner Ramsey, to add the contract addendum as item sixteen on the agenda for February 21, 2001. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the addendum to the City Manager's contract duly added to the February 21, 2001, agenda.

Announcements

Thereupon, the Mayor announced:

1. There will be a City Commission meeting on February 21, 2001, at 9:30 a.m.
2. There will be a Joint City/County/School meeting on February 21, 2001, at 12:00 p.m.

February 19, 2001

Adjournment

There being no further business to come before the Governing Body it was moved and seconded to adjourn the meeting. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the meeting duly adjourned.

Scott D. Bird, City Clerk

City Commission
Regular Meeting Minutes
Ottawa, Kansas
February 21, 2001

The City Governing Body met at 9:30 a.m. this date, the following members present and participating to wit: Mayor Jackson present, Commissioner Ramsey present, Commissioner Fleer present, Commissioner Finch present, and Commissioner Gillette present. A quorum was present.

Welcome

Thereupon, the Mayor welcomed the Chamber Audience, the KOFO viewing public, the Government Access Channel viewing audience, and the “Job-shadowing” participants in the audience. Thereupon, the Mayor led the Pledge of Allegiance to the American flag. The Invocation was given by the Rev. Leroy Rayson.

Agenda Approval

Thereupon, Commissioner Finch made a motion, seconded by Commissioner Fleer, to approve the agenda as presented. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the agenda duly approved.

Approval of Minutes

Thereupon, Commissioner Gillette made a motion, seconded by Commissioner Fleer, to approve the minutes of February 7, 2001, as presented. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the minutes of February 7, 2001, duly approved as written.

Public Comments

Thereupon, Theresa Cummings, 934 S. Sycamore, presented the Governing Body with a check in the amount of \$3,566.80 from the 1995 Leadership Class to go towards the Skateboard Park. Thereupon, the Mayor expressed appreciation for this contribution to the youth of Ottawa.

Read Across America-Proclamation

Thereupon, the Mayor read a proclamation declaring March 2, 2001, as “Read Across America” day in the City of Ottawa, Kansas. Terri Howard accepted the proclamation and invited everyone in the City of Ottawa, Kansas, to volunteer and read to someone.

February 21, 2001

Easement Vacation – Faith Lutheran Church

Thereupon, there was presented a resolution finding the necessity and authorizing the release of a portion of a certain easement, now held by the City of Ottawa, Kansas, back to the underlying fee owner. Thereupon, Commissioner Fleer made a motion, seconded by Commissioner Ramsey, to adopt the resolution. Thereupon, 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.1104-01.

Neighborhood Revitalization Program

Thereupon, Commissioner Fleer made a motion, seconded by Commissioner Gillette, to approve the applications for the Neighborhood Revitalization Program on the following properties: 232 S. Main, 730 S. Elm, 740 Cypress, and 825 Cypress. Applications were reviewed by the City Commission at the Work Study Session on February 19, 2001. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the Neighborhood Revitalization Program applications for: 232 S. Main, 730 S. Elm, 740 Cypress and 825 Cypress duly approved.

Fire Truck Bid – Pierce Manufacturing, Inc.

Thereupon, Commissioner Finch made a motion, seconded by Commissioner Ramsey, to approve the bid from Pierce Manufacturing, Inc., in the amount of \$296,805 for a new fire pumper. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the bid from Pierce Manufacturing, Inc., in the amount of \$296,805 duly approved.

Addendum to City Manager’s Contract

Thereupon, Commissioner Ramsey made a motion, seconded by Commissioner Gillette to approve Addendum 2001-01 to the City Manager’s contract.

During discussion it was explained Addendum 2001-01 will amend the existing contract between the City Commissioner’s and the City Manager by increasing the base salary compensation by \$4,500 or 5.5%, and increase the deferred compensation by \$50 per pay period. The motion was considered and upon being

put, passed by the following vote of 4-1: Commissioner Ramsey aye, Commissioner Finch aye, Commissioner Gillette aye, Mayor Jackson aye, and Commissioner Fleer nay. Thereupon, the Mayor declared Addendum 2001-01 to the City Manager's contract duly approved.

Reports by City Commission

Thereupon, Commissioner Finch gave an update on the status of Senate Bill 216, which would allow cities to propose 1/10 of a cent sales tax. Finch was in hopes the City would know if the bill passed by the end of this week or first part of next week.

Thereupon, Commissioner Finch made a motion requesting the Governing Body consider placing a plaque at the location of the new skateboard park, in honor of the donation from the Leadership Class of 1995. Commissioner Ramsey seconded the motion and the Governing Body agreed by consensus to place a plaque at the new skateboard park. Thereupon, the Mayor declared the placing of a plaque at the skateboard park in honor of the donation by the Leadership Class of 1995 duly approved.

Reports by the Mayor

Thereupon, Mayor Jackson recognized Commissioner Finch for his hard work following the progress of the 1/10 of a cent sales tax in the State Legislature.

Thereupon, Mayor Jackson recognized Bryce Huschka as the youth that is "Job-shadowing" him today and invited Commissioner Gillette to introduce the rest of the youth present who are also "Job-shadowing."

Thereupon, the Mayor announced there would be a Joint City/County/School meeting today at Noon at City Hall, and there will be a Work Study Session on February 26, 2001, at 4:00 p.m.

Adjournment

There being no further business to come before the Governing Body, the Mayor declared the meeting duly adjourned.

The entire text of the meeting is on tape in the office of the City Clerk and will remain so for one year after the date of the meeting.

Scott D. Bird, City Clerk
February 21, 2001

STUDY SESSION MINUTES

OTTAWA, KANSAS Minutes of February 26, 2001

The City Governing Body met at 4 p.m. this date with the following members present and participating to wit: Mayor Jackson, Commissioner Finch, Commissioner Ramsey, Commissioner Gillette, and Commissioner Fleeer. A quorum was present.

The Mayor called the meeting to order and asked for public comments.

Public Comments

There were no public comments offered at this time.

Work Study Session and March 7, 2001, Agenda

These items were deferred due to time constraints.

Introduction of Ottawa University Provost

Thereupon, Dr. John Neal, President of Ottawa University, introduced the new Ottawa University Campus Provost Dr. Vincent Beach to the Governing Body and discussed issues of importance to both the university and the City of Ottawa.

Airport Master Plan

Thereupon, the Governing Body reviewed the Airport Master Plan with Public Works Director Andy Haney. Thereupon, Commissioner Finch made a motion, seconded by Commissioner Ramsey, to authorize the Mayor to execute documents for submission to the FFA with the final Master Plan document. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the motion duly approved.

Flow Monitoring Study

Thereupon, the Governing Body discussed with Utility Director Jim Bradley a bid from George Butler & Associates in the amount of \$82,693 to conduct a flow monitoring study for the City of Ottawa regarding sanitary sewer inflow and infiltration. Bradley explained this money has been budgeted for 2001. The Governing Body agreed to place this issue on the March 7, 2001, agenda.

February 26, 2001

Downtown Christmas Lights

Thereupon, City Manager Scott Lambers explained the old city Christmas lights were removed before last Christmas season. The lighting was contracted for the 2000 season. Mr. Lambers recommendation is to contract with Creative Display's for the 2001 and 2002 seasons to install and maintain lights, and lights will not be taken down between seasons. The Governing Body agreed to place this issue on March 7, 2001, agenda.

Main Street Market Analysis and Economic Enhancement Strategies Presentation

Thereupon, the Governing Body heard from Main Street Director Julie Prideaux who explained Doyle Hyett's would be here to discuss the Main Street Market Analysis on March 7, 2001, at 7:30 p.m. The Governing Body thanked Prideaux for pushing this time back from 7 pm.

Request from Eugene Field Elementary – Overlay of Alley

Thereupon, the Governing Body reviewed a request from the Principal of Eugene Field Elementary School LaDonna Pyle to provide a three-inch overlay on the alley west of Eugene Field School.

Thereupon, the Governing Body discussed this request noting it did not meet city code.

Sales Tax Election

Thereupon, the Governing Body heard from Commissioner Finch who stated Senate Bill 216 had passed last week. It is anticipated the Governor will sign the Bill this week. It will be published in the Kansas Register, which will allow the Governing Body to proceed. Thereupon, Commissioner Ramsey made a motion, seconded by Commissioner Gillette, to forward a draft resolution crafted by the City's bond attorney to Franklin County Clerk Shari Perry. This resolution is drafted with the intent of submitting to the qualified electors in the city a proposal to impose a 1/10 of a percent retailers' sales tax in the city. The City Manager explained a "Special Meeting" will probably be needed in order to expedite this proposal.

Grant Application for Economic Development Funds for Wastewater Treatment Plant Construction

Thereupon, the Mayor thanked Planning Commissioner Lynn Underwood for bringing the Governing Body's attention to this possibility. The Governing Body agreed to place the grant application for up to \$750,000 from the Economic Development Administration for Federal Assistances on the March 7, 2001, agenda.

National Legislative Program

This item was deferred due to time constraints.

Open Agenda

Thereupon, Commissioner Finch suggested an informational mailer be created regarding the sales tax issue to be sent to citizens on the wastewater project.

Thereupon, Commissioner Finch brought to the Governing Body's attention that Ottawa is 42 out of 90 cities in tax rates across the state as per the recent Kansas Government Journal.

Thereupon, Mayor Jackson handed out goals and objectives to the upcoming Youth Summit.

Announcements

Thereupon, it was announced:

1. There will be a Work Study Session on March 5, 2001, at 3:30 pm instead of 4 pm.

Adjournment

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

Scott D. Bird, City Clerk

February 26, 2001

STUDY SESSION MINUTES

OTTAWA, KANSAS

Minutes of March 5, 2001

The City Governing Body met at 3:30 p.m. this date with the following members present and participating to wit: Mayor Jackson, Commissioner Finch, Commissioner Ramsey, Commissioner Gillette, and Commissioner Fleeer. A quorum was present.

The Mayor called the meeting to order and asked for public comments.

Public Comments

Thereupon, Kevin Jones, 606 N Oak, expressed concerns over a parking ticket he had received and asked the Governing Body to review the current traffic law regarding parking on a terrace. Thereupon, Police Chief Jeff Herrman referred Jones to the Municipal Court Judge. The Governing Body will review the current law.

Review of Minutes

Thereupon, the Governing Body reviewed and accepted the February 19, and February 26, 2001, Work Study Session minutes.

Review of Agenda

Thereupon, the Governing Body reviewed the tentative agenda for March 7, 2001, noting additions may be made.

Discussion of Sales Tax Election

Thereupon, City Manager Scott Lambers reviewed with the Governing Body a proposed pamphlet to educate Ottawa citizenry with regards to the anticipated sales tax election to help finance the construction of the new wastewater treatment plant.

Smoking Restrictions

Thereupon, the Governing Body deferred this issue until the Chamber of Commerce survey is completed.

Skunk Run Guardrail Request

Thereupon, Public Works Director Andy Haney stated the guardrail has been placed in the area of concern.

March 5, 2001

City of Ottawa

IRB Policy

Thereupon, the Governing Body reviewed with City Clerk Scott Bird a proposed resolution to establish policy and procedures for issuing Industrial Revenue Bonds. Thereupon, the Governing Body agreed to place this issue on the March 7, 2001, Regular City Commission meeting agenda.

Comprehensive Land Use Study/Vision Program

Thereupon, Commissioner Finch stated he would like to see the Comprehensive Land Use Study and the Vision Program run concurrently. Thereupon, the Governing Body agreed by consensus to allow these programs to run concurrently and to incorporate studies already completed where applicable.

Cereal Malt Beverage License

Thereupon, the Governing Body agreed to place this item on the March 7, 2001, Regular City Commission meeting agenda.

Release of Building Setback Requirement

Thereupon, the Governing Body reviewed a previously approved vacation of easement in the Granger Sub-division. As a result of the vacation of the easement, it is necessary to release the building setback accordingly. A resolution has been prepared finding such a necessity and authorizing same. Thereupon, the Governing Body agreed to place this resolution on the March 7, 2001, Regular City Commission meeting agenda.

National Legislative Program

Thereupon, the Governing Body reviewed the National Legislative Program that was continued from the February 26, 2001, City Commission Work Study Session. Thereupon, the Governing Body agreed to place this item on the March 7, 2001, Regular City Commission meeting agenda.

Monthly Financial and Activity Report – January 2001

Thereupon, the Governing Body agreed to place this item on the March 7, 2001, Regular City Commission meeting agenda.

Open Agenda

Thereupon, Commissioner Fler stated there were 40 youth at the Skateboard Park recently.

Announcements

Thereupon, the Mayor announced:

1. There will be a Work Study Session on March 7, 2001, at 6 pm.
2. There will be a City Commission Meeting on March 7, 2001, at 7 pm.

Adjournment

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

Scott D. Bird, City Clerk

March 5, 2001

City Commission
Regular Meeting Minutes
Ottawa, Kansas
March 7, 2001

The City Governing Body met at 7 pm this date with the following members present and participating to wit: Mayor Jackson, Commissioner Finch, Commissioner Gillette, Commissioner Fleer, and Commissioner Ramsey. A quorum was present.

Welcome

Thereupon, the Mayor welcomed the Chamber audience, the KOFO listening audience, and the Government Access Channel viewing audience. Thereupon, the Mayor led the Pledge of Allegiance to the American flag. The Invocation was given by Rev. Bill Weber.

Agenda Approval

Thereupon, Commissioner Finch made a motion, seconded by Commissioner Ramsey, to approve the agenda, noting that Item 17 on the agenda has been deferred until March 21, 2001. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the agenda duly approved with the noted change.

Approval of Minutes

Thereupon, Commissioner Gillette made a motion, seconded by Commissioner Finch, to approve the minutes of February 21, 2001, and the minutes of February 22, 2001, Joint City Commission/Planning Commission meeting. Thereupon, the Mayor declared the minutes of February 21, 2001, and February 22, 2001, duly approved.

Public Comments

None offered at this time.

Girl Scout Proclamation

Thereupon, the Mayor read a proclamation declaring March 11, 2001, through March 17, 2001 as "Girl Scout Week." Vicky McCurdy, a representative of the Girl Scouts accepted the proclamation and thanked the Governing Body for allowing the Girl Scouts to participate in community involvement.

March 7, 2001

Ottawa Municipal Airport Master Plan

Thereupon, there was presented an affirmation of the Ottawa Municipal Airport Master Plan.

During discussion it was explained that at a previous City Commission Work Study Session the City Commission approved the proposed revised Ottawa Municipal Airport Master Plan and authorized the Mayor to execute necessary document for such approval. City Staff requested this action be reaffirmed due to the fact that this action will directly tie to the request for and the utilization of Federal Aviation funds. Thereupon, Commissioner Gillette made a motion, seconded by Commissioner Fleer, for affirmation of the Ottawa Municipal Airport Master Plan. The motion was considered and upon being put, all present voted aye. Thereupon, Mayor Jackson declared the affirmation of the Ottawa Municipal Airport Master Plan duly approved.

Approval of Two-Year Contract with Creative Displays, Inc.

Thereupon, Commissioner Ramsey made a motion, seconded by Commissioner Finch, to approve a two-year contract with Creative Displays, Inc.

During discussion it was explained that at the February 26, 2001, City Commission Work Study Session, the City Commission recommended the two-year contract with Creative Displays, Inc. for the placement and maintenance of Christmas lighting for the Central Business District be placed on this agenda. The City Commission previously budgeted monies for this activity in the Electric Fund Line Item 3704-558 in the amount of \$20,000. The amount of the contract will be \$12,650 for 2001-2002 and \$7,800 for 2002-2003. Thereupon, the motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the two-year contract with Creative Display, Inc. duly approved.

George Butler & Associates contract – Wastewater Flow Monitoring Study

Thereupon, Commissioner Finch made a motion, seconded by Commissioner Fleer, to authorize the execution of contract with George Butler & Associates for the Wastewater Flow Monitoring Study. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the execution of a contract with George Butler & Associates for the Wastewater Flow Study duly approved.

Economic Development Grant

Thereupon, there was presented a resolution to authorize the City Manager to apply for an Economic Development Grant for the construction of the new wastewater treatment plant. Thereupon, Commissioner Fleer made a motion, seconded by Commissioner Finch, to authorize the City Manager to apply for the Economic Development Grant. 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. 1106-01.

Building Setback- Granger Subdivision

Thereupon, there was presented a resolution finding the necessity and authorizing the release of the building setback as prescribed by a plat registered at the Franklin County Register of Deeds, dated June 15, 1999, Slide Number 90-C. Thereupon, Commissioner Finch made a motion, seconded by Commissioner Gillette, to approve the building setback in Granger subdivision.

During discussion it was explained the City Commission previously approved the vacation of easement in the Granger subdivision. This action is necessary as a result of the previous vacation. Thereupon, 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. 1108-01.

Cereal Malt Beverage License – Pump’ N Pete’s at 216 E. 23rd Street

Thereupon, Commissioner Fleer made a motion, seconded by Commissioner Ramsey, to approve the cereal malt beverage license for Pump’ N Pete’s at 216 E. 23rd Street. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the cereal malt beverage license for Pump’ N Pete’s duly approved.

2001 National Legislative Program

Thereupon, Commissioner Gillette made a motion, seconded by Commissioner Finch, to approve the 2001 National Legislative Program. Thereupon, the motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the 2001 National Legislative Program duly approved.

March 7, 2001

City of Ottawa
Regular Meeting Minutes
March 7, 2001
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Monthly Financial and Activity Report – January 2001

Thereupon, Commissioner Finch made a motion, seconded by Commissioner Ramsey, to approve the Monthly Financial and Activity Report for January 2001. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the Monthly Financial and Activity Report for January 2001, duly approved.

Reports by City Manager

Thereupon, City Manager Scott Lambers explained he didn't have any reports but had had a request from a group in the audience to use his time and would like to offer his time.

Thereupon, members of the Franklin County Children Providers Organization invited the Governing Body to attend the Young Child Advocacy Breakfast set for 7 a.m., April 4, 2001, at the Radish Patch.

Reports by City Commission

Thereupon, Commissioner Finch explained he had been approached between meetings requesting the Governing Body make a formal motion on the \$750 offered during the Study Session, to the Skunk Run Arts & Music Festival Sponsorship 2001. Thereupon, it was moved and seconded to approve the funding of \$750. Thereupon, the motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the request of \$750 in funding to the Skunk Run Arts & Music Festival Sponsorship 2001 duly approved.

Announcements

Thereupon, the Mayor announced:

1. There will be a Special City Commission Meeting on March 9, 2001, at 9 am, in the City Commission Chambers at City Hall.

Adjournment

There being no further business to come before the Governing Body, the Mayor declared the meeting duly adjourned.

The entire text of the meeting is on tape in the office of the City Clerk and will remain so for one year after the date of the meeting.

Bonita Nicewander, Asst. City Clerk

March 7, 2001

STUDY SESSION MINUTES

OTTAWA, KANSAS

Minutes of March 7, 2001

The City Governing Body met at 6 pm with the following members present and participating to wit: Mayor Jackson, Commissioner Finch, Commissioner Ramsey, Commissioner Gillette, and Commissioner Fleer. A quorum was present.

The Mayor called the meeting to order and asked for public comments.

Public Comments

There were no public comments offered at this time.

Review of Agenda

Thereupon, the Governing Body reviewed the agenda for March 7, 2001, Regular City Commissioner meeting. Thereupon, Mayor Jackson noted Item 17 regarding a resolution establishing a policy and procedures for issuing Industrial Revenue Bonds would be deferred until March 21, 2001.

Skunk Run Arts & Music Festival Sponsorship 2001

Thereupon, the Governing Body discussed with Vern Brown, a representative of the Skunk Run Arts & Music Festival Sponsorship 2001, a request for funding this event. Thereupon, the Governing Body agreed by consensus to fund this event in the amount of \$750.

Chautauqua Day Sponsorship

Thereupon, the Governing Body discussed with Convention and Tourism Director Murray McGee a request for funding the Great Plains Chautauqua Day. Thereupon, Commissioner Finch expressed concern this request had not come before the County Commissioners before the City Commissioners. Thereupon, the Governing Body agreed by consensus to approved this request and fund \$2,000 as requested by Mr. McGee.

Use of Kanza Park – Nazarene Church Theatrical Update

Thereupon, City Manager Scott Lambers reviewed with the Governing Body potential sites at Forest Park the Nazarene Church may wish to use. The Governing Body agreed to review additional information at the March 19, 2001, City Commission Work Study Session.

March 7, 2001

Youth Leadership Program

Thereupon, the Governing Body reviewed a request from Dionna Mitchell ECKAN Volunteer Center Director requesting \$1,181 so 30 youth can participate in the Prudential Youth Leadership Institute, a unique leadership and service-training program. Thereupon, the Governing Body agreed by consensus to approve the request for \$1,181, which falls within the budget guideline of the Youth Conference Activities.

USD 290 Lease of Former City Hall

Thereupon, the Governing Body agreed by consensus, USD 290 will be offered a proposal for a “purchase” or “lease purchase” with regards to the former City Hall building. Additional detailed information will be brought back to the Governing Body at a later date regarding this proposal.

Girl Scouts

Thereupon, Vicky McCurdy, a representative of the Girl Scouts, discussed with the Governing Body ways the Girls Scouts can become partners with the community.

During discussion it was determined the Girl Scouts might want to donate a tree to the city. Thereupon, the Governing Body suggested the Girl Scouts work with Public Works Director Andy Haney and the Tree Board to better plan location and type of tree that might be planted.

2001 National Legislative Program

Thereupon, the Governing Body agreed to place this item on the March 7, 2001, Regular City Commission meeting.

Open Agenda

Thereupon, Commissioner Gillette expressed continued concern for city codes not being enforced.

Adjournment

There being no further business to come before the Governing Body it was moved and seconded to adjourned the meeting. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the meeting duly adjourned.

Bonita Nicewander, Asst. City Clerk

March 7, 2001

City Commission

“Special Call”

Meeting Minutes

Ottawa, Kansas

March 9, 2001

The City Governing Body met at 9 am this date with the following members present and participating to wit: Mayor Jackson, Commissioner Finch, Commissioner Gillette, Commissioner Fleer, and Commissioner Ramsey. A quorum was present.

One-tenth of one percent (.10%) Retailers Sales Tax

Thereupon, there was presented a resolution to submit to the qualified electors of the City of Ottawa, Kansas, the proposition of levying a one-tenth of one percent (.10%) Retailers Sales Tax in the City as required by law. Thereupon, Commissioner Finch made a motion, seconded by Commissioner Ramsey, to approve the one-tenth of one percent (.10%) Retailers Sales Tax. 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. 1105-01.

Reports by City Manager

Thereupon, City Manager Scott Lambers reviewed with the Governing Body a sample Sales Tax Election Educational Brochure.

Reports by City Commission

Thereupon, Commissioner Fleer expressed concern regarding safety at the new Skateboard Park.

Adjournment

There being no further business to come before the Governing Body, the Mayor declared the meeting duly adjourned.

The entire text of the meeting is on tape in the office of the City Clerk and will remain so for one year after the date of the meeting.

Bonita Nicewander, Asst. City Clerk

March 9, 2001

STUDY SESSION MINUTES

OTTAWA, KANSAS

Minutes of March 19, 2001

The City Governing Body met at 4 p.m. this date with the following members present and participating to wit: Mayor Jackson, Commissioner Finch, Commissioner Gillette, Commissioner Fler, and Commissioner Ramsey. A quorum was present.

The Mayor called the meeting to order and asked for public comments.

Public Comments

Thereupon, City Commissioner candidate Mike Detwiler asked for clarification regarding the Ottawa Herald publication on the one-tenth of a percent increase in sales tax for the new wastewater treatment facility.

Review of Minutes

Thereupon, the Governing Body reviewed and accepted the February 12, 2001, March 5, 2001, and March 7, 2001, Work Study Session minutes as presented.

Review of Agenda

Thereupon, the Governing Body reviewed and accepted the March 21, 2001, City Commission agenda as presented, noting changes may occur.

Kansas Independent College Finance Authority

Thereupon, the Governing Body agreed by consensus the placement of an ordinance on the March 21, 2001, Regular City Commission meeting agenda. This ordinance will approve and authorize the City to enter into the first amended and restated Interlocal Cooperation Agreement with various cities in the State of Kansas.

Proclamations - William S. Sessions, Arbor Day, Willis Nursery, and Library Week

Thereupon, the Governing Body agreed by consensus the placement of these proclamations on the March 21, 2001, Regular City Commission meeting agenda.

March 19, 2001

Ottawa University Cross Country Race/Fun Run

Thereupon, the Governing Body reviewed a request from Jeffrey Wacker, Assistant Athletic Director of Ottawa University, to hold a 5k-road race/fun run on Saturday, September 8, 2001. Thereupon, the Governing Body agreed by consensus to this request and requested Director of Public Works Andy Haney to work with Ottawa University on the details.

Resolution – Establishing a Policy and Procedure for Issuing Industrial Revenue Bonds in the City of Ottawa

Thereupon, the Governing Body approved placement of this resolution on the March 21, 2001, Regular City Commission meeting.

Franklin County Spring Cleanup

Thereupon, the Governing Body discussed a letter from Franklin County Solid Waste Management, declaring April 20, 2001, and April 21, 2001, as “Spring Cleanup Days” for Franklin County residents, and how the City might contribute to this effort.

Parking on Terraces

Thereupon, a request from a citizen to allow parking on City terraces where specific situations merit such activity was considered. Thereupon, the Governing Body agreed by consensus to leave the policy as it is now written.

Lease Purchase of Former City Hall by USD 290

Thereupon, the Governing Body reviewed a debt service schedule for three lease purchase prices assuming the value of the former City Hall building to be between \$150,000 and \$200,000. City Manager Scott Lambers explained an appraisal is currently being prepared and he hopes to bring the appraisal information back to the Governing Body at the April 16, 2001, Work Study Session.

Board and Commission Advertisement Notice

Thereupon, City Manager Scott Lambers reviewed with the Governing Body the advertisement notice of boards and commissions for the City of Ottawa.

March 19, 2001

City of Ottawa

Open Agenda

Thereupon, Commissioner Finch cautioned, campaign signs are appearing in places they don't belong.

Thereupon, Dennis Carpenter, CEO of Kansas Restaurant and Hospitality Association, asked when the issue of smoking or non-smoking in restaurants would be discussed by the Governing Body. Thereupon, City Manager Scott Lambers stated it would be on the agenda for the Study Session to be held March 26, 2001.

Executive Session

Thereupon, at 4:40 p.m. it was moved and seconded to recess into Executive Session to discuss pending litigation for a period of 15 minutes and to reconvene in Open Session at 4:55 p.m. in the same Work Study Session room. Thereupon, the motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the meeting duly recessed.

Reconvene

Thereupon, it was moved and seconded to reconvene into Work Study Session at 4:55 p.m. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the meeting duly reconvened.

Adjournment

There being no further business to come before the Governing Body, it was moved and seconded to adjourn the meeting. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the meeting duly adjourned.

Bonita Nicewander, Asst. City Clerk

March 19, 2001

City Commission
Regular Meeting Minutes
Ottawa, Kansas

March 21, 2001

The City Governing Body met at 9:30 a.m. this date with the following members present and participating to wit: Mayor Jackson, Commissioner Finch, Commissioner Gillette, Commissioner Fleer, and Commissioner Ramsey. A quorum was present.

Welcome

Thereupon, the Mayor welcomed the Chamber audience, the KOFO listening audience, and the Government Access Channel viewing audience. Thereupon, the Mayor led the Pledge of Allegiance to the American flag. The Invocation was given by the Rev. Leroy Rayson.

Agenda Approval

Thereupon, Commissioner Gillette made a motion, seconded by Commissioner Fleer, to approve the agenda as presented. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the agenda duly approved.

Approval of Minutes

Thereupon, Commissioner Fleer made a motion, seconded by Commissioner Ramsey, to approve the minutes of March 7, 2001, and the Special City Commission meeting of March 9, 2001. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the minutes of March 7, 2001, and the Special City Commission meeting of March 9, 2001, duly approved.

Public Comments

None offered at this time.

March 21, 2001

City of Ottawa
Regular Meeting Minutes
March 21, 2001
Page 20

Presentations and Recognitions

Proclamation – William S. Sessions

Thereupon, the Mayor read a proclamation declaring March 29, 2001, as “William S. Sessions Day” in the City of Ottawa, Kansas. This proclamation is on behalf of Dr. and Mrs. Stanley DeFries, and the DeFries Family Endowed Cultural Fund, Ottawa University. The citizens of Ottawa, Kansas, are invited to hear former FBI Director William S. Sessions speak on his professional experience on Thursday, March 29, 2001, at 11 a.m., and 7:30 p.m., at the Ottawa University Chapel.

Proclamation – Arbor Day

Thereupon, a proclamation was presented proclaiming March 30, 2001, as “Arbor Day” in the City of Ottawa, Kansas. Thereupon, the Mayor presented the proclamation to Roger Bell and urged all citizens to plant trees to gladden the heart and promote the well-being of this and future generations.

Proclamation – Willis Nursery

Thereupon, the Mayor read a proclamation, honoring Willis Nursery, the Crawford Family, and Roger and Dorothy Bell for their significant contributions to the tree scape in the City of Ottawa, Kansas. The Mayor urged all citizens to recognize these contributions, to support these efforts to protect our trees, and to honor Roger and Dorothy Bell on their retirement from Willis Nursery.

Proclamation – National Library Week

Thereupon, the Mayor read a proclamation declaring April 1-7, 2001, as “National Library Week” in the City of Ottawa, Kansas. The Mayor presented the proclamation to Library Board members Bob Reusch, Anne Ramsey, and Library Director Barbara Dew. Thereupon, the Mayor encouraged all residents to use the library for the purpose of improving their lives.

Retirement - Ottawa Power Plant – Glenn Jones

Thereupon, the Mayor presented Glenn Jones a plaque and the Governing Body expressed their appreciation of Glenn's service since April 7, 1980, at the Ottawa Power Plant.

Resolution- Policy and Procedures for Issuing Industrial Revenue Bonds.

Thereupon, there was presented a resolution establishing policy and procedures for issuing Industrial Revenue Bonds by the City of Ottawa, Kansas. Thereupon, Commissioner Finch made a motion, seconded by Commissioner Fleer, to approve the resolution establishing policy and procedures for issuing Industrial Revenue Bonds by the City of Ottawa, Kansas. 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. 1107-01.

Ordinance- Kansas Independent Finance Authority

Thereupon, there was presented an ordinance to the Governing Body to approve and authorize the City of Ottawa, Kansas, to enter into the first amended and restated Interlocal Cooperation Agreement with various cities in the State of Kansas, which agreement amends and restates the Interlocal Cooperation Agreement creating the Kansas Independent Finance Authority. Thereupon, Commissioner Finch made a motion, seconded by Commissioner Ramsey, to adopt the ordinance. 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. 3362-01.

Reports by City Commission

Thereupon, Commissioner Fleer asked that information on the Franklin County spring cleanup on April 20, and April 21, 2001, be shared. Thereupon, City Manager Scott Lambers stated the City would offer assistance to elderly and handicapped on an appointment basis and this information would be published.

Thereupon, Commissioner Ramsey requested the City Manager communicate with KDOT about notifying the public as to route changes with regards to the I-35 interchange.

March 21, 2001

City of Ottawa
Regular Meeting Minutes
March 21, 2001
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Reports by Mayor

Thereupon, the Mayor invited everyone to the annual Mayor's Prayer Luncheon to be held today at 11:45 a.m., at the Ottawa University Student Union Dining Room and noted Harold Simmons would be the guest speaker.

Announcements

Thereupon, the Mayor announced:

There will be a Work Study Session on March 26, 2001, at 4 p.m.

Adjournment

There being no further business to come before the Governing Body, the Mayor declared the meeting duly adjourned.

The entire text of the meeting is on tape in the office of the City Clerk and will remain so for one year after the date of this meeting.

Bonita Nicewander, Asst. City Clerk

March 21, 2001

STUDY SESSION MINUTES

OTTAWA, KANSAS

Minutes of March 26, 2001

The City Governing Body met at 4:00 p.m. this date with the following members present and participating to wit: Mayor Jackson, Commissioner Finch, Commissioner Gillette, Commissioner Fleer, and Commissioner Ramsey. A quorum was present.

The Mayor called the meeting to order and asked for public comments.

Public Comments

Thereupon, John Kruzel, 717 E. Third, complained of the sewer odor coming from the Wastewater Treatment Plant stating it is embarrassing and asked the Governing Body to take immediate action to alleviate the problem. Secondly, John Kruzel stated he had been trying to get neighboring property cleaned up for years and asked the Governing Body to please expedite the cleanup of junk and trash.

Thereupon, the Governing Body heard from Mr. Jim Bradley who explained the City is expending approximately \$8300 a year on deodorizers and looking at a lime treatment process. A complete digester and roof to replace the one that had defaulted last summer will cost about \$500,000.

Thereupon, City Manager Scott Lambers explained the staff is looking at a contract with other haulers to remove the waste at a faster rate.

Thereupon, Commissioner Finch stated the cost to deodorize and handle the sludge is approaching the cost to rebuild the digester roof, and something needs to be done quickly.

Proclamation for Charles Crawford, Special Olympic Bronze Medalist

Thereupon, the Governing Body reviewed a proclamation to recognize Charles Crawford for his accomplishments at the 2001 Special Olympic's in Anchorage, Alaska. Thereupon, the Governing Body agreed to place this item on the agenda for April 4, 2001.

Proclamation for Fair Housing Month

Thereupon, the Governing Body reviewed this proclamation and agreed to place it on the April 4, 2001, agenda.

March 26, 2001

Neighborhood Revitalization Program (NRA) Applicants

Thereupon, Commissioner Finch reviewed with the Governing Body, properties at 122 S. Poplar, 913 N. Main, 206 N. Oak, 511 N. Sycamore, and 616 N. Oak. Commissioner Finch stated these properties have met their requirements to become part of the NRA program and suggested approval. Thereupon, the Governing Body agreed to place this item on the April 4, 2001, agenda.

Smoking Ordinance Discussion

Thereupon, Commissioner Gillette requested this item be dropped. The Governing Body agreed by consensus and this issue was declared dead.

Rezone Request – 1020 S. Willow

Thereupon, the Governing Body heard from Robert Smith for a rezone request at 1020 S. Willow from R-2 to R-3. It was noted the Planning Commission had voted to deny this request by a 5-1 vote. The Governing Body discussed this issue at some length and agreed to place it on the April 4, 2001, agenda.

2002 Budget and CIP Calendar's

Thereupon, City Manager Scott Lambers reviewed the 2002 Budget Calendar and the 2002 CIP Calendar. The Governing Body agreed to place these items on the agenda for April 4, 2001.

Open Agenda

Thereupon, the Governing Body discussed their recent trip to Washington, D.C., for the National League of Cities Conference.

Announcements

Thereupon, the Mayor announced there will **not** be a City Commission meeting Monday, April 2, 2001.

Adjournment

There being no further business to come before the Governing Body, it was moved and seconded to adjourn. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the meeting duly adjourned.

Scott D. Bird, City Clerk
March 26, 2001

City Commission

“Special Call” Meeting Minutes

Ottawa, Kansas

March 30, 2001

2:00 p.m.

Thereupon, City Governing Body met at 2:00 p.m. this date with the following members present and participation to wit: Mayor Jackson, Commissioner Finch, Commissioner Gillette, Commissioner Ramsey, and Commissioner Fleer absent. A quorum was present.

The Mayor called the meeting to order and read the following letter as an announcement from Applebee’s Neighborhood Grill & Bar.

March 30, 2001

Mr. Scott Lambers
City Manager
101 S. Hickory
Ottawa, Kansas 66067

Re: *Applebee’s Neighborhood Grill & Bar*
Ottawa, Kansas

Dear Scott:

I am pleased to inform you that on Wednesday of this week we completed the purchase of property in the Granger Subdivision. I want to thank you and your City staff of all their help in working out all the details required for the closing.

We have not yet determined the actual start of construction, as we are still monitoring the movement of the pending highway construction project. Rest assured that we at Applebee’s remain very excited about our future location and being a part of the Ottawa Community.

Thank you again for all of the support that the community and your staff have given us. On my next trip down to Ottawa, I will make sure that I bring a good supply of *Riblets* with me.

Thank you again:

Sincerely

James R. O’Keefe
Sr. Real Estate Manager
Applebee’s International, Inc.

Cc: Steve Lumpkin
Jim Kirkpatrick
Alan Williger

March 30, 2001

Thereupon, Commissioner Fleer arrived at 2:15 p.m.

Thereupon, the Governing Body discussed the location, and recruiting process, and thanked those who actively participated in bringing Applebee's Neighborhood Grill & Bar to Ottawa, Kansas.

Adjournment

There being no further business to come before the Governing Body, the Mayor invited those in attendance to participate in Applebee's riblets courtesy of Applebee's Neighborhood Grill & Bar, and adjourned the meeting.

The entire text of the meeting is on tape in the office of the City Clerk and will remain so for one year after the date of the meeting.

Scott D. Bird, City Clerk

March 30, 2001

City Commission
Regular Meeting Minutes
Ottawa, Kansas
April 4, 2001

The City Governing Body met at 7 p.m. this date with the following members present and participating to wit: Mayor Jackson, Commissioner Finch, Commissioner Gillette, Commissioner Fleer, and Commissioner Ramsey. A quorum was present.

Welcome

Thereupon, the Mayor welcomed the Chamber audience, the KOFO listening audience, and the Government Access Channel viewing audience. Thereupon, the Mayor led the Pledge of Allegiance to the American flag. The Invocation was given by Commissioner Gillette.

Agenda Approval

Thereupon, Commissioner Ramsey made a motion, seconded by Commissioner Fleer, to approve the revised agenda as presented. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the agenda duly approved.

Approval of Minutes

Thereupon, Commissioner Gillette made a motion, seconded by Commissioner Finch, to approve the minutes of March 21, 2001, and March 30, 2001, Special Call Meeting. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the minutes of March 21, 2001, and Special Call Meeting of March 30, 2001, duly approved.

Public Comments

None offered at this time.

Presentations and Recognitions

Proclamation - Charles "Chuck" Crawford

Thereupon, a proclamation was presented to Charles "Chuck" Crawford. Thereupon, Mayor Jackson thanked "Chuck" for his tireless efforts and dedication to the Special Olympics in the City of Ottawa, Kansas, and congratulated him upon receiving the Bronze medal in the 2001 Winter Games in Alaska.

April 4, 2001

City of Ottawa
Regular Meeting Minutes
April 4, 2001
Page 26

Proclamation - April as Fair Housing Month

Thereupon, the Mayor read a proclamation declaring the month of April as “Fair Housing Month” and expressed his hope that this year’s observance will promote fair housing practices throughout the City.

Proclamation - International Building Safety Week

Thereupon, the Mayor read a proclamation declaring the week of April 8-14, 2001, as “International Building Safety Week.” The Mayor urged citizens to participate in “International Building Safety Week” activities to help promote building safety, to create awareness as to the importance of construction and building codes, and to spotlight the role of the dedicated code official in administering those codes.

Proclamation - April 1-7 as Week of the Young Child

Thereupon, the Mayor read a proclamation and declared the week of April 1-7, 2001, as “The Week of the Young Child” and asked all citizens to recognize and support the needs of young children in our community.

Neighborhood Revitalization Program – 206 N. Oak, 511 N. Sycamore, 616 N. Oak, 913 N. Main, and 122 S. Poplar

Thereupon, Commissioner Fleer made a motion, seconded by Commissioner Gillette, to approve the applications for the Neighborhood Revitalization Program on the following properties: 206 N. Oak, 511 N. Sycamore, 616 N. Oak, 913 N. Main, and 122 S. Poplar. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the Neighborhood Revitalization properties listed duly approved.

Request for Re-zone at 1020 S. Willow from R-2 to R-3

Thereupon, the Planning Commission had recommended to the City Commission by a vote of 5-1 to deny the re-zone request, stating five of the Planning Commissioners felt that the character of the neighborhood is more single family. Thereupon, Commissioner Finch made a motion, seconded by Commissioner Fleer, to refer this issue back to the Planning Commission for conditional use authority. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared this item official referred back to the Planning Commission for conditional use authority.

April 4, 2001

Approval of 2002 Capital Improvements Program Calendar

Thereupon, Commissioner Gillette made a motion, seconded by Commissioner Ramsey, to approve the 2002 Capital Improvements Program Calendar. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the 2002 Capital Improvement Program Calendar duly approved.

Acceptance of 2002 Budget Calendar

Thereupon, Commissioner Fleer made a motion, seconded by Commissioner Ramsey, to approve the 2002 Budget Calendar. The motion was considered and upon being put, passed by the following vote 4-1, Commissioner Finch nay, Commissioner Gillette aye, Commissioner Fleer aye, Commissioner Ramsey aye, and Mayor Jackson aye. Thereupon, the Mayor declared the 2002 Budget Calendar duly approved.

Resolution – Accepting the rights-of-way and all easements within Fairway Vista Addition

Thereupon, Commissioner Ramsey made a motion, seconded by Commissioner Fleer, to approve the resolution accepting the dedication of rights-of-way and easements for Fairway Vista Addition, Ottawa, Kansas. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the resolution accepting the rights-of-way and all easements within Fairway Vista Addition duly adopted and the resolution was duly numbered Resolution No. 1109-01.

Resolution – Accepting the rights-of-way and easements for Deerfield Addition

Thereupon, Commissioner Finch made a motion, seconded by Commissioner Ramsey, to approve the resolution accepting the dedication of rights-of-way and easements for Deerfield Addition with a 10-foot pedestrian easement between Lots 23 and 24. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the resolution duly adopted accepting the dedication of rights-of-way and easements for Deerfield Addition with a 10-foot pedestrian easement between Lots 23 and 24, and the resolution was duly numbered Resolution No. 1110-01.

Approval of Monthly Financial and Activity Report – February 2001

Thereupon, Commissioner Finch made a motion, seconded by Commissioner Gillette, to approve the Monthly Financial and Activity Report for February 2001.

The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the Monthly Financial and Activity Report for February 2001 duly approved.

Reports by City Manager

Thereupon, Bryce and Kyle Huschka read and presented a thank you letter to the Governing Body for the opportunity to attend the meetings in Washington, D.C. Thereupon, Mayor Jackson thanked the Huschka's for their involvement in government at all levels.

Reports by City Commission

Thereupon, Commissioner Ramsey congratulated Mayor Jackson, Commissioner Fleer, and Commissioner elect Deborah Henningsen for their success in the recent election. Thereupon, Commissioner Ramsey also thanked Commissioner Finch for all his hard work while a part of the Governing Body and stated he would be missed.

Reports by Mayor

Thereupon, the Mayor thanked the taxpayers who voted for the .10 percent sales tax increase to pay for the badly needed wastewater treatment plant.

Thereupon, the Mayor announced the dates and times the Mayor's address would run on the Government Access Channel.

Announcements

Thereupon, the Mayor announced:

There is a tentative Work Study Session scheduled for April 9, 2001, at 4 p.m.

Adjournment

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

The entire text of the meeting is on tape in the office of the City Clerk and will remain so for one year after the date of this meeting.

Scott D. Bird, City Clerk
April 4, 2001

STUDY SESSION MINUTES

OTTAWA, KANSAS

Minutes of April 4, 2001

The City Governing Body met at 6:00 p.m. this date with the following members present and participating to wit: Mayor Jackson, Commissioner Finch, Commissioner Gillette, Commissioner Fleer, and Commissioner Ramsey. A quorum was present.

The Mayor called the meeting to order and asked for public comments.

Public Comments

None offered at this time.

Review of Minutes

Thereupon, the Governing Body reviewed and accepted the March 19, 2001, and March 26, 2001, Work Study Session minutes as presented.

Review of Agenda

Thereupon, the Governing Body reviewed and accepted the revised April 4, 2001, Regular City Commission meeting agenda as presented.

Ottawa Youth Center

Thereupon, the Governing Body heard from Doug Durbin who requested permission to hold a benefit concert on the last weekend of April, in City Park, next to the Arts Center, with all profits going to the Ottawa Youth Center. Thereupon, the Governing Body agreed by consensus to approve this request.

Former City Hall Lease/USD 290

Thereupon, the Governing Body discussed a letter from USD 290 Superintendent Jan Collins regarding the former City Hall building lease. Thereupon, the Governing Body agreed by consensus to allow the current lease on this building to expire and put the building up for sale at that time. The Governing Body agreed the building could continue to be leased after the current lease expires with the condition that any new lease would include a 60-day termination notice.

April 4, 2001

Community Forestry Training & Tree City USA Recognition Day

Thereupon, the Governing Body agreed Roger Bell would be asked to attend the USA Recognition Day in Great Bend, Kansas, on the City's behalf and receive the City of Ottawa's, 2000 Tree City USA award. It was decided Public Works Director Andy Haney would attend if Roger Bell is unable to attend.

Overlay of Alley at 434 S. Main (Peoples National Bank parking lots)

The Governing Body reviewed a letter from Dale Dieterich, of Peoples National Bank & Trust, requesting a 50/50 cost sharing with the City for overlaying 40 feet of the alley immediately behind the bank at 5th & Main. Thereupon, the Governing Body requested additional cost information to overlay the entire alley.

Participation in Replacement Power Insurance for Nearman Power Plant

Thereupon, the Governing Body agreed by consensus to deny the City's participation in replacement power insurance for Nearman Power Plant.

Acceptance of Dedication of Rights-of-Way and Easements for Fairway Vista Addition

Thereupon, the Governing Body agreed to place this item on the April 4, 2001, City Commission agenda.

Acceptance of Dedication of Rights-of-Way and Easements for Deerfield Addition

Thereupon, the Governing Body discussed with City Attorney Bob Bezek the possibility of accepting this request. Thereupon, the Governing Body agreed to place this item on the April 4, 2001, City Commission agenda noting recommendations made by the City Attorney to include a pedestrian easement between Lots 23 & 24.

Personnel Rules and Regulations Revision – Sick Leave Personal Necessity (SLPN)

Thereupon, the Governing Body reviewed a request from Human Resource Director Judy Hasty to amend the City Personnel Rules and Regulations to allow an expansion of the utilization of "sick leave personal necessity" to include parents who are not household members.

Monthly Financial and Activity Report – February 2001

Thereupon, the Governing Body agreed to place this item on the April 4, 2001, agenda for approval.

Open Agenda

Thereupon, Commissioner Finch asked for an update on the current odor problem from the wastewater treatment plant. Thereupon, Utility Director Jim Bradley addressed the current situation recommendations and stated additional information will be forwarded to the Governing Body as soon as it's received.

Adjournment

There being no further business to come before the Governing Body, it was moved and seconded to adjourn the meeting. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the meeting duly adjourned.

Scott D. Bird, City Clerk

April 4, 2001

STUDY SESSION MINUTES

OTTAWA, KANSAS

Minutes of April 16, 2001

The City Governing Body met at 4 pm this date with the following members present and participation to wit: Mayor Jackson, Commissioner Finch, Commissioner Ramsey, Commissioner Gillette, and Commissioner Fleer. A quorum was present.

Public Comments

None offered at this time.

Review of Minutes

Thereupon, the Governing Body reviewed and accepted the April 4, 2001, Work Study Session minutes as presented.

Review of Agenda

Thereupon, the Governing Body reviewed and accepted the Regular City Commission meeting agenda for April 18, 2001, noting changes may occur.

Proclamation – Rev. LeRoy Rayson

Thereupon, the Governing Body reviewed a proclamation for Rev. LeRoy Rayson and agreed by consensus to place this item on the April 18, 2001, Regular City Commission meeting agenda.

Sales Tax Ordinance for Wastewater Treatment Plant Construction

Thereupon, the Governing Body reviewed an ordinance as a result of the Sales Tax Election on April 3, 2001. The City Commission has been authorized by the electors of Ottawa to levy an additional one-tenth of one percent (.10%) sales tax in the City of Ottawa. Thereupon, the Governing Body agreed to place this item on the April 18, 2001, Regular City Commission meeting agenda.

Engineering Contract for Wastewater Treatment Plant

Thereupon, the Governing Body agreed by consensus to place the Agreement of Engineering Services with Professional Engineering Consultants on the April 18, 2001, Regular City Commission meeting agenda.

April 16, 2001

Bond Sale

Thereupon, the Governing Body reviewed with City Clerk Scott Bird a request to place a resolution authorizing the offer for sale of approximately \$1,555,000 principle amount of General Obligation Bonds and \$900,000 General Obligation Temporary Notes on the April 18, 2001, Regular City Commission meeting. Thereupon, the Governing Body agreed to place this item on the April 18, 2001, Regular City Commission meeting.

Fire Department Federal Grant Application

Thereupon, the Governing Body reviewed a request with Fire Chief Jeff Carner for authorization to apply for a Federal Grant for a set of “Jaws of Life”, and if approved, to utilize up to \$2,000 of General Fund Contingency monies as the City match for the grant.

Renewal of City Property & Casualty Insurance

Thereupon, the Governing Body discussed the renewal of City Property & Casualty Insurance with Kent Grigg, the City’s agent, and Human Resource Director Judy Hasty. The Governing Body agreed by consensus to place this item on the April 18, 2001, Regular City Commission meeting.

Appointment to KMEA Board of Directors – Resident Member

Thereupon, the Governing Body agreed to place Jim Bradley’s nomination as a resident member for an appointment to KMEA Board of Directors on the Regular City Commission meeting on April 18, 2001.

City Commission Reorganization

Thereupon, the Governing Body discussed Mayor and Mayor pro tem appointments regarding the City Commission reorganization. Thereupon, the Governing Body agreed by consensus Mayor pro tem Ramsey will be sworn in as the new Mayor and the highest vote for City Commissioner during the April 3, 2001, election was Deborah Henningsen; therefore, Commissioner Henningsen will become Mayor pro tem at the April 18, 2001, Regular City Commission meeting.

Open Agenda

Thereupon, the City Manager updated the Governing Body regarding the removal of the Wastewater Treatment Plant digestive system and a request from the Friends of the Airport wanting to promote an Airport Community Day Event to be held May 19, 2001.

Thereupon, Mayor Jackson discussed ways the City is looking at to help control noise at the skateboard park. Also, crews will be working on the tennis courts in hopes to host the Ottawa Invitational on Monday, April, 23, 2001.

Thereupon, Commissioner Gillette requested the annexation of the Airport be put on an upcoming agenda.

Thereupon, Commissioner Finch invited the Governing Body and City Staff to attend a reception at G. Willikers after the April 18, 2001, Regular City Commission meeting.

Adjournment

There being no further business to come before the Governing Body, it was moved and seconded to adjourn the meeting. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the meeting duly adjourned.

Scott D. Bird, City Clerk

April 16, 2001

City Commission
Regular Meeting Minutes
Ottawa, Kansas
April 18, 2001

The City Governing Body met at 7 p.m. this date with the following members present and participating to wit: Mayor Jackson, Commissioner Finch, Commissioner Gillette, Commissioner Fleer, and Commissioner Ramsey. A quorum was present.

Welcome

Thereupon, the Mayor called the meeting to order and welcomed the Chamber audience. Thereupon, the Mayor led the Pledge of Allegiance to the American flag and the Invocation was given by Rev. Leroy Rayson.

Reorganization

Thereupon, the Governing Body entertained remarks by outgoing Mayor Jackson.

Thereupon, the Governing Body entertained remarks by outgoing Commissioner Blaine Finch.

Oath of Office

Election Results

Thereupon, the City Clerk reported that the election results, as certified by the Franklin County Clerk, were as follows:

For the position of City Commission in order of votes received.

Deborah Henningsen
Raquel Fleer – Husted
Richard Jackson

City Commission

Thereupon, the Oath of Office was administered by the City Clerk and Commissioner Henningsen took her position with the Governing Body.

April 18, 2001

City of Ottawa
Regular Meeting Minutes
April 18, 2001
Page 30

Mayor

Thereupon, Mayor Jackson opened nominations for Mayor for the next year. Thereupon, Commissioner Gillette made a motion, seconded by Commissioner Fleer, to elect Commissioner Ramsey as Mayor for the 2001-2002 year. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the motion duly approved and passed the gavel to Mayor Ramsey. Thereupon, the Oath of Office was administered by the City Clerk.

Mayor pro tem

Thereupon, Commissioner Fleer made a motion, seconded by Commissioner Gillette, to elect Commissioner Henningsen as Mayor pro tem for the year 2001-2002. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the election of Commissioner Henningsen as Mayor pro tem duly approved and the Oath of Office was administered by the City Clerk.

Agenda Approval

Thereupon, Commissioner Jackson made a motion, seconded by Commissioner Fleer, to approve the agenda as presented. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the agenda duly approved.

Approval of Minutes

Thereupon, Commissioner Fleer made a motion, seconded by Commissioner Gillette, to approve the minutes of April 4, 2001, as presented. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the minutes of April 4, 2001, duly approved as presented.

Proclamation – Rev. LeRoy Rayson

Thereupon, Commissioner Jackson read a proclamation recognizing Rev. LeRoy Rayson for his service to God, church, family, and to the Governing Body.

April 18, 2001

New Business

Ordinance – Levying a City Retailer’s Sales Tax

Thereupon, there was presented an ordinance levying a city retailer’s sales tax in the amount of one-tenth of one percent (.10%) within the City of Ottawa, Kansas. Thereupon, Commissioner Gillette made motion, seconded by Commissioner Jackson, to approve the ordinance.

During discussion it was explained that as a result of the sales tax election on April 3, 2001, the City Commission has been authorized by the electors of the city to levy an additional one-tenth of one percent sales tax in the City of Ottawa for wastewater improvements. The sales tax rate increase will go into affect approximately July 1, 2001, and will expire upon the final payment of the debt obligation for the construction of a new wastewater treatment plant. 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. 3363-01.

General Obligation Bond

Thereupon, there was presented a resolution authorizing the offer for the sale of approximately \$1,555,000 principal amount of General Obligation Bonds, Series 2001, of the City of Ottawa, Kansas, and approximately \$900,000 principle amount of General Obligation Notes, Series 2001, of the City. Thereupon, Commissioner Jackson made a motion, seconded by Commissioner Fler, to adopt the resolution.

During discussion it was explained that approval of this resolution will authorize the issuance of General Obligation Bonds and Temporary Notes. The General Obligation Bonds are for long term financing of the US-59 and 23rd Street intersection improvement project and the K-68 wastewater line and lift station improvement. The Temporary Notes are for the removal of the US-50 bridge over US-59 Highway which is a City administered, but state finance project. 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. 1111-01.

Professional Engineering Consultants

Thereupon, there was presented acceptance of engineering contract between the City of Ottawa and Professional Engineering Consultants for the construction of the wastewater treatment plant project. Thereupon, Commissioner Fleer made a motion, seconded by Commissioner Jackson, to accept the contract.

During discussion it was explained staff had completed the consulting engineering search for the construction of the new wastewater treatment facility. The City Manager recommended that Professional Engineering Consultants be retained for this project and that it not exceed a cost of \$936,000. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the motion duly approved.

Renewal of City Property and Casualty Insurance

Thereupon, Commissioner Jackson made a motion, seconded by Commissioner Henningsen, to renew the City's Property and Casualty Insurance at a cost of \$131,079 for the year 2001-2002.

During discussion it was explained that the City Commission had reviewed the proposed premium for the City's Property and Casualty Insurance for 2001-2002. The premium for 2000-2001 was \$113,603 and the proposed cost for 2001-2002 is \$131,079. The reason for the increase is primarily due to a rate increase for the City's power plant. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the renewal duly approved.

Appointment of resident member to KMEA Board of Directors

Thereupon, Commissioner Gillette made a motion, seconded by Commissioner Jackson, to appoint Utility Director Jim Bradley as a resident member to the KMEA Board of Directors for the City of Ottawa.

During discussion it was explained the City Commission nominated Mr. Bradley to continue to serve as the resident member of the KMEA Board of Directors at their April 16, 2001, Work Study Session. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the appointment duly approved.

Report by Mayor

Thereupon, Mayor Ramsey stated his main goal is to continue Ottawa in a growth mode, recreation is a need, the wastewater treatment plant will be started in the near future, a storm water study is needed, and a comprehensive and vision plan will be brought forward in the near future. He further stated there is a need to involve more citizens, and Ottawa is a great place to call home.

Announcements

Thereupon, the Mayor announced:

1. There will be a Work Study Session on April 23, 2001, at 4 p.m.
2. There will be a Work Study Session on May 2, 2001, at 6 p.m.
3. There will **not** be a Work Study Session on May 7, 2001.
4. There will be a Work Study Session on May 14, 2001, at 3:00 p.m.
5. There will be a City Commission Meeting on May 16, 2001, at 9:30 a.m.
6. There will be a Joint City/County/School Meeting on May 16, 2001, at 12 noon in the City Commission Chambers at City Hall.

NEXT REGULAR MEETING: MAY 2, 2001, AT 7 PM.

Adjournment

There being no further business to come before the Governing Body, it was moved and seconded to adjourn. Thereupon, the Mayor declared the meeting duly adjourned.

The entire text of the meeting is on tape in the office of the City Clerk and will remain so for one year after the date of the meeting.

Bonita Nicewander, Asst. City Clerk

April 18, 2001

STUDY SESSION MINUTES

OTTAWA, KANSAS

Minutes of April 23, 2001

The City Governing Body met at 4 p.m. this date with the following members present and participating to wit: Mayor Ramsey, Commissioner Henningsen, Commissioner Fleer, Commissioner Gillette, and Commissioner Jackson. A quorum was present.

The Mayor called the meeting to order and asked for public comments.

Public Comments

Thereupon, Wilfred Bugner, 701 East 3rd, inquired about the control of noise and safety at the skateboard park located on the Don Woodward Center property. Thereupon, the Governing Body reviewed with Mr. Bugner some ideas they are looking into.

Thereupon, Julie Prideaux, Main Street USA Director, provided the Governing Body copies of the Hyett Palmer report. Thereupon, City Manager Scott Lambers invited Julie to return for the June 6, 2001, Work Study Session to review the report with the Governing Body.

Use of City Park – Fundraiser for skate park (Noise Control)

Thereupon, Eric E. Durbin, 501 ½ N. Main Street, requested permission to hold a fundraiser in City Park on Saturday, May 12, 2001, 3 - 8 p.m. Eric explained proceeds from this fundraiser would go towards noise control at the skate park. Thereupon, the Governing Body agreed by consensus to allow this fundraiser.

Hawthorne School Track Meet

Thereupon, the Governing Body reviewed a letter from Dave Baisinger, Hawthorne Elementary School, requesting the 500 block of South Poplar be closed to traffic Tuesday, May 22, 2001, from 12:15 p.m. – 2:30 p.m., for a school track meet. Thereupon, the Governing Body agreed by consensus to approve this request.

April 23, 2001

Application for Use of Business and Industry Recapture Loan Reserve

Thereupon, the Governing Body reviewed a request from Mark Moore and Mark Wise requesting the City Commission allow the utilization of the City's Recapture Loan Reserve to finance a part of their restaurant project to be located at 222 East Logan Street.

Thereupon, the Governing Body approved the request for authorization for City staff to submit this request to the State of Kansas for consideration with Commissioner Fleer being the dissenting vote.

Prairie Spirit Rail Trail Improvements

Thereupon, Dan Pickert, President Friends of the Prairie Spirit Trail - Ottawa Chapter, and Public Works Director Andy Haney discussed with the Governing Body the possibility of improvements to enhance safe access to the commercial areas in the southern part of the City from the Prairie Spirit Trail. Thereupon, the Governing Body agreed to bring this item back in the future.

Heritage Park Clean-up and Lighting Improvements

Thereupon, Public Works Director Andy Haney explained a request from several people regarding the thick wooded area at the north end of Heritage Park and security lighting. Thereupon, the Governing Body authorized Andy Haney's crew to clean-up the area and look at possibilities for area lights.

Demolition Bids for Otasco Building

Thereupon, the City Commission reviewed three quotes for demolition of the Otasco building at 1st & Main. Thereupon, the Governing Body agreed by consensus the authorization to award the demolition contract to Gowings Construction in the amount of \$15,250 upon the completion of the condemnation process for the building.

Condemnation of Structures

Thereupon, the Governing Body agreed by consensus the authorization to solicit bids for the demolition of the following properties:

**815 Cypress Street – 503 S. Hickory – 828 S. Main
709 N. Main - 838 Pecan – 101-103 S. Main**

April 23, 2001

Rental Rehabilitation Program Lien – 711 S. Oak

Thereupon, City Clerk Scott Bird discussed with the Governing Body a lien that had been filed by the city inspector on property located at 711 South Oak, and owned by Jerry Wallis. The lien was filed as a result of a rehabilitation grant, written by Richard Jackson, and administered by the City. Having met requirements on the lien statement Mr. Wallis requested the lien be released. Thereupon, the Governing Body agreed by consensus to place this item on the May 2, 2001, City Commission agenda.

Electrical Distribution to American Eagle Outfitters, Inc.

Thereupon, the Governing Body agreed by consensus authorization for City Staff to expend contingency monies from the Electric Fund in an amount not to exceed \$42,000 for electrical distribution to American Eagle Outfitters, Inc. and additional growth.

2002 Budget Calendar – Pay and Classification Schedule

Thereupon, the Governing Body discussed a salary survey from City Staff for “benchmark” positions contained in the City’s Pay Classification Schedule which had been requested by the Governing Body prior to the start of the deliberations of the 2002 Budget.

Open Agenda

Thereupon, Mayor Ramsey asked the Governing Body to continue being involved in the community. Mayor Ramsey requested Commissioner Jackson continue working with the Youth Council; Commissioner Gillette the Airport; Commissioner Henningsen to be a representative for the Governing Body with regards to the Neighborhood Revitalization Program and Main Street USA; and Commissioner Fleer continue on the KMEA board. Thereupon, Mayor Ramsey stated he would work with the Planning Commission. Thereupon, all Commissioners agreed to the Mayor’s request.

Announcements

Thereupon, the Mayor announced:

1. There will **not** be a Work Study Session on May 7, 2001.
2. There will be a Work Study Session on May 14, 2001, at 3:00 p.m.

THERE WILL NOT BE A WORK STUDY SESSION APRIL 30, 2001

Adjournment

There being no further business to come before the Governing Body, it was moved and seconded to adjourn the meeting. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the meeting duly adjourned.

Scott D. Bird, City Clerk

April 23, 2001

STUDY SESSION MINUTES

OTTAWA, KANSAS

Minutes of May 2, 2001

The City Governing Body met at 4 p.m. this date with the following members present and participating to wit: Mayor Ramsey, Commissioner Henningsen, Commissioner Fleer, Commissioner Gillette, and Commissioner Jackson. A quorum was present.

The Mayor called the meeting to order and asked for public comments.

Public Comments

None offered at this time.

Review of Minutes

Thereupon, the Governing Body reviewed and accepted the minutes of April 16, 2001, and April 23, 2001, with corrections.

Review of Agenda

Thereupon, the Governing Body reviewed the tentative agenda for May 2, 2001, at 7 p.m.

National Police Week Proclamation

Thereupon, the Governing Body agreed to defer this item.

Special Use Permit – 213 E. Logan

Thereupon, the Governing Body heard from Planning and Zoning Director John Merrell regarding a Special Use Permit for 213 E. Logan, and agreed to place this item on the agenda for May 2, 2001.

Zoning Ordinance Amendment

Thereupon, the Governing Body heard from Planning and Zoning Director John Merrell regarding a zoning ordinance amendment specifically designed for fences and agreed to place this item on the agenda.

Zoning Ordinance Amendment –C2 (General Commercial) Zoning District

Thereupon, the Governing Body agreed to place this item on the agenda for May 2, 2001.
May 2, 2001

Tractor Trailer Parking on West 13th Street

Thereupon, the Governing Body reviewed a letter from Mr. Earl Devore and Mr. Jack Thompson regarding truck traffic on West 13th Street, which utilizes private parking to make their turnaround. The Governing Body agreed to bring this issue back at the May 14, 2001, meeting.

Skate Board Park Curfew

Thereupon, the Governing Body reviewed a draft ordinance restricting hours of operations for the City's new skate board park. The Governing Body agreed to place this item on the agenda with a change restricting Sunday hours from between 12 Noon to 9 p.m.

US-50 Bridge Project Construction Contract

Thereupon, the Governing Body heard from Public Works Director Andy Haney and John Killough of Killough Construction regarding the upcoming US-50 bridge removal project. The Governing Body agreed to place this item on the May 2, 2001, agenda.

Issuance of General Obligation Bonds – Demolition of US-50 Bridge

Thereupon, the Governing Body heard from City Clerk Scott Bird who recommended the issuance of \$905,000 of General Obligation Temporary Notes for the purpose of paying the cost of demolition of the US-50 Bridge. The Governing Body agreed to place this item on the May 7, 2001, agenda.

Credit Card Payments for Utilities

Thereupon, the Governing Body heard from City Clerk Scott Bird who stated the Finance Department is proposing that utility bills be allowed to be paid with a credit card payment and that a resolution be adopted which will move the City in that direction. The Governing Body agreed to place this item on the May 2, 2001, agenda.

Board and Commission Appointments

Thereupon, the Mayor asked the Governing Body to review these applications and to discuss this at a later meeting.

May 2, 2001

City of Ottawa

Monthly Financial and Activity Report – March 2001

Thereupon, the Governing Body reviewed with staff the Monthly Financial and Activity Report for the month of March 2001.

Open Agenda

Thereupon, the Governing Body heard from Public Works Director Andy Haney who requested permission to proceed with the Friends of Rail Trail proposal to provide an access point at the back of the Country Mart parking lot to the Rail Trail. The Governing Body agreed with this proposal and gave Mr. Haney permission to proceed.

Adjournment

There being no further business to come before the Governing Body, it was moved and seconded to adjourn the meeting. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the meeting duly adjourned and invited everyone in attendance to join him in the Commission Chambers for the regular meeting.

Scott D. Bird, City Clerk

May 2, 2001

STUDY SESSION MINUTES

OTTAWA, KANSAS

Minutes of May 14, 2001

The City of Ottawa Governing Body met at 3 p.m. this date with the following members present and participating to wit: Mayor Ramsey, Commissioner Henningsen, Commissioner Gillette, and Commissioner Jackson. Commissioner Fleer was absent. A quorum was present.

The Mayor called the meeting to order and stated that the Governing Body needed an Executive Session. Thereupon, Commissioner Gillette made a motion, seconded by Commissioner Jackson, to recess into Executive Session to discuss pending litigation for a period of 20 minutes and to reconvene in open session in the same Work Study Session room at 3:20 p.m. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the meeting duly recessed into Executive Session.

Reconvene

Thereupon, at 3:20 p.m. it was moved and seconded to reconvene the meeting. Thereupon, the Mayor asked for a 10minute recess.

Reconvene

Thereupon, at 3:30 p.m. the Mayor reconvened the meeting.

Public Comments

None offered at this time.

Work Study Session Items

Review of Minutes

Thereupon, the Governing Body reviewed and accepted the Work Study Session minutes for May 2, 2001.

Review of Agenda

Thereupon, the Governing Body reviewed the tentative agenda for May 16, 2001.

May 14, 2001

National Police Week Proclamation

Thereupon, the Governing Body agreed to place a proclamation on the Regular Meeting agenda for May 16, 2001, declaring the week of May 15, 2001, as National Police Week in the City of Ottawa, Kansas.

National Historic Preservation Week Proclamation

Thereupon, the Governing Body reviewed a proclamation declaring May 13-19, 2001, as National Historic Preservation Week in the City of Ottawa, Kansas. The Governing Body agreed to place this item on the agenda.

Skunk Run Arts & Music Festival

Thereupon, the Governing Body considered a letter from Skunk Run Arts & Music Festival Chairman Ed Baldrige requesting use of City Park including the gazebo on June 9-10, 2001, for the annual Skunk Run Festival. Mr. Baldrige noted that vendors will begin arriving on Friday evening June 8, 2001, and asked to make the park available to them during the hours of 5-9 p.m. for setup. The Governing Body agreed to this request.

Ottawa Municipal Airport Events

Thereupon, the Governing Body reviewed a letter from Mr. Mike Detwiler, President of the Friends of the Ottawa Airport, requesting the City contribute \$2,000 to offset a portion of the expenses that are anticipated to be incurred during the May 19, 2001, Ottawa Community Days at the airport. It was further noted a second event would be held in September. Thereupon, Commissioner Gillette made a motion, seconded by Commissioner Henningsen, to approve the request up to \$2,000 depending on the amount of gasoline, and the cost of gasoline being used for this event. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the motion duly approved. Thereupon, the City Manager stated this cost would be allocated to the Community Promotions Fund.

Ottawa Municipal Airport Annexation

Thereupon, the Governing Body reviewed a recommendation that the airport property belonging to the City be annexed. Thereupon, the City Manager explained the process and asked that the Governing Body consider a resolution at

May 14, 2001

the next regular meeting, stating now that the master plan is in place the City should ensure that proper growth and development in the airport area be monitored by the City in accordance with its own codes. The Governing Body agreed to place this item on the agenda for May 16, 2001.

Former City Hall Appraisal

Thereupon, the Governing Body reviewed the appraisal from Mr. Jim Hepner of the former City Hall Building located at 123 West 4th. Mr. Hepner estimated the value of the City Hall building at \$160,000. Thereupon, the Governing Body granted City Manager Scott Lambers the authority to send the school district a letter to inform them of this price and to being negotiations. If negotiations fail the property will be listed for sale. Thereupon, it was noted that Commissioner Fleer had left a letter to the Governing Body asking that this building be considered for the new police department.

KDHE Proposed Consent Agreement –WWTP

Thereupon, the Governing Body considered a consent agreement, which addresses the issues surrounding the City's existing and future Waste Water Treatment Plant proposals. This consent agenda establishes a discharge standard for the existing plant while the new plant is being constructed and confirmed to previously approved timetables for the construction of the new plant. The consent agreement also contains a \$10,000 fine for the City due to mechanical failures, and subsequent discharge violations that have occurred. The Governing Body reviewed this agreement and agreed to place it on the May 16, 2001, Regular Meeting Agenda.

Fire Truck Lease Agreement

Thereupon, the Governing Body reviewed a memo from City Clerk Scott Bird outlining the bids received for the lease purchase of the City's new fire truck. The low bid was Commercial Federal at 4.9 percent over 60 months. The Governing Body agreed to place this item on the Regular Meeting Agenda.

Truck Parking on Local Streets

Thereupon, the Governing Body discussed this issue bringing it back from their May 2, 2001, agenda. Thereupon, the City Manager noted that the old Wal-Mart parking lot has become a truck stop, is in violation of code, and has asked the Inspection Department to act on this issue. Thereupon, Public Works Director

May 14, 2001

Andy Haney stated he is opposed to tractor-trailers parking on residential streets and recommended the Governing Body adopt an ordinance to prohibit such traffic. The Governing Body agreed to bring this back at a future meeting.

Construction of Electric Distribution Line

Thereupon, the Governing Body reviewed a recommendation from Utility Director Jim Bradley to contract with Capital Electric at a cost of \$118,800 for the construction of an electric distribution line on K-68 Highway and Davis Road. This project is necessary to adequately supply the American Eagle project. The Governing Body agreed to place this item on the May 16, 2001.

Review of Board and Commission Appointments

Thereupon, the Governing Body reviewed the applicants for various boards and commissions and agreed by consensus to the following:

Library Board (2 positions): Mark Doty and Ken Woods

Planning Commission (3 positions): Lynn Underwood, Steve Van Ostran and Cal Lantis

Recreation Commission (1 position): Tony DeLaTorre

Auditorium Board (2 positions): Dewey Cook and Roberta Bishop

Uniform Plumbing Board of Appeals (3 positions): Marlin Porter, Mark Carey and Ray Steanson

National Electric Code Board of Appeals (3 positions): Gary Colbern, Gary Hogelin and Rick Carlson

Uniform Building Code/Uniform Fire Code Board of Appeals (5 positions): Harry North, Bill Burns, Doug Loyd, Gayl Shepard and Don Gustafson

Band Board (5 positions): Cathy Sutton, Corkie Hedlund, Bill Farrow, Terry Schoenfeld and Byron Jensen

United Way of Franklin County (2 positions): Doris Grogan and Teresia Templeton

Tree Board (2 positions): Jeff Port and Olin (Doc) Wollen

Thereupon, the Governing Body agreed to place these appointments on the consent agenda for the Regular Meeting of May 16, 2001.

May 14, 2001

City of Ottawa

Public Building Commission Formation

Thereupon, the Governing Body heard from City Manager Scott Lambers who stated that the Recreation Commission had approached the City approximately two weeks earlier to establish a joint effort involving the City, USD 290, and the Recreation Commission to revitalize the City's previous attempt to construct recreational facilities. Mr. Lambers noted representatives from each organization had met with City Bond Council Dotty Riley to determine options available for joint construction and maintenance of a new recreational facility. Ms. Riley suggested the creation of a Public Building Commission as the best possible avenue to pursue in this endeavor, and has provided the City Manager with a timetable, which will take several months to complete. Thereupon, the Governing Body gave the City Manager permission to discuss this issue at the next Joint City/County/USD 290 meeting scheduled for May 16, 2001, at noon.

Open Agenda

Thereupon, the Governing Body heard from Commissioner Jackson who recommended the use of a "Consent Agenda."

Thereupon, Commissioner Henningsen thanked the Police Department for cleaning up the Marais des Cygne River.

Thereupon, Mayor Ramsey asked the Governing Body members who serve on other commissions and committees related to the Governing Body, to make a report to the Governing Body the last Study Session of each month.

Thereupon, Mayor Ramsey asked former Commissioner Blaine Finch to Chair the City's upcoming vision project.

Announcements

Thereupon, the Mayor announced:

1. There will be a City Commission Meeting on May 16, 2001, at 9:30 a.m.
2. Thereupon, will be a Joint City/County/School Meeting on May 16, 2001, at noon, at City Hall in the City Commission Chambers.
3. There will be a Work Study Session on May 21, 2001, at 3 p.m. (CIP & Budget Review-Pay Plan) Other Work Study Session items will be discussed immediately following.

4. There will **not** be a Work Study Session on May 28, 2001. (Memorial Day)
5. There will be a Work Study Session on June 4, 2001, at 4 p.m. (CIP Review/Budget Review-Pay Plan)

Adjournment

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

Scott D. Bird, City Clerk

May 14, 2001

City Commission
Regular Meeting Minutes
Ottawa, Kansas
May 16, 2001

The City Governing Body met at 9:30 a.m. this date with the following members present and participating to wit: Mayor Ramsey, Commissioner Jackson, Commission Gillette, and Commissioner Henningsen. Commissioner Fleer was absent. A quorum was present.

Welcome

Thereupon, the Mayor called the meeting to order and welcomed the Chamber audience. Thereupon, the Mayor led the Pledge of Allegiance to the American flag and the Invocation was given by Rev. Leroy Rayson.

Agenda Approval

Thereupon, Commissioner Jackson made a motion, seconded by Commissioner Gillette, to approve the agenda as presented. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the agenda duly approved.

Approval of Minutes

Thereupon, Commissioner Gillette made a motion, seconded by Commissioner Jackson, to approve the minutes of May 2, 2001, as presented. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the minutes of May 2, 2001, duly approved.

Public Comments

Thereupon, the Governing Body heard from Mr. Dan Pickert, representing the Friends of the Prairie Spirit Rail Trail who asked the Governing Body to consider lighting along the Rail Trail as part of the budget process.

Thereupon, Mr. Bob Marsh spoke to the Governing Body as a member of the Friends of the Historic Buildings and presented the Governing Body with written comments.

May 16, 2001

City of Ottawa
Regular Meeting Minutes
May 16, 2001
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CONSENT AGENDA

Board and Commission Appointments

Thereupon, Commissioner Gillette made a motion, seconded by Commissioner Jackson, to make the following appointments:

Library Board (2 positions): Mark Doty and Ken Woods

Planning Commission (3 positions): Lynn Underwood, Steve Van Ostran and Cal Lantis

Recreation Commission (1 position): Tony DeLaTorre

Auditorium Board (2 positions): Dewey Cook and Roberta Bishop

Uniform Plumbing Board of Appeals (3 positions): Marlin Porter, Mark Carey and Ray Steanson

National Electric Code Board of Appeals (3 positions): Gary Colbern, Gary Hogelin and Rick Carlson

Uniform Building Code/Uniform Fire Code Board of Appeals (5 positions): Harry North, Bill Burns, Doug Loyd, Gayl Shepard and Don Gustafson

Band Board (5 positions): Cathy Sutton, Corkie Hedlund, Bill Farrow, Terry Schoenfeld and Byron Jensen

United Way of Franklin County (2 positions): Doris Grogan and Teresia Templeton

Tree Board (2 positions): Jeff Port and Olin (Doc) Wollen

The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the appointments duly approved.

REGULAR AGENDA

Proclamation – National Police Week

Thereupon, the Mayor read a proclamation declaring the week of May 15, 2001, as National Police Week in the City of Ottawa, Kansas.

Proclamation – National Historic Preservation Week

Thereupon, the Mayor read a proclamation declaring May 13-19, 2001, as National Historic Preservation Week in the City of Ottawa, Kansas.

Public Hearing – 2002 Capital Improvement Program and 2002 Budget

Thereupon, Mr. Bob Marsh, 1123 S. Hickory, stated he is interested in the existing community and there are areas that need to be improved, i.e. sidewalks, streets, and code enforcement. Mr. Marsh sees the pressure for growth as detracting from what currently exists.

Next to address the Governing Body was Mr. Dan Picket who again asked the Governing Body to consider lighting for the Prairie Spirit Rail Trail and he also asked the Governing Body to consider improving the railroad right-of-way that runs east/west through town so children approaching Orlis Cox could do so with relative safety.

Next to address the Governing Body was Mr. Mike Detwiler, 1425 S. Main, who thanked the Governing Body for their recent support of the airport and asked that they consider further investment as they proceed with the master plan.

There being no one else to address this issue the Mayor closed the Public Hearing.

New Business

Resolution – Annexation

Thereupon, there was presented a resolution requesting the Franklin County Board of County Commissioners make a finding with regards to an annexation request in accordance with K.S.A. 12-520c. Thereupon, Commissioner Gillette made a motion, seconded by Commissioner Jackson, to adopt the resolution.

During discussion it was explained this resolution will make a request of the County Commissioners to allow the City to annex its own property located at the Ottawa Municipal Airport. 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. 1114-01.

Kansas Department of Health and Environment Consent Agreement

Thereupon, Commissioner Henningsen made a motion, seconded by Commissioner Jackson, to approve an agreement with the Kansas Department of Health and Environment.

During discussion it was explained this agreement was negotiated between City Staff and the Kansas Department of Health and Environment to resolve issues surrounding the existing and future Waste Water Treatment Plant regarding the current and future discharge limits and previous discharge violations. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the motion duly approved.

Resolution – Lease Arrangement for a Pierce Saber Pumper Fire Truck

Thereupon, there was presented a resolution authorizing a lease arrangement for a One (1) Pierce Saber Pumper Fire Truck and equipment with Commercial Federal Bank. Thereupon, Commissioner Jackson made a motion, seconded by Commissioner Gillette, to approve the resolution.

During discussion it was explained that the City had solicited bids for a lease purchase of the new fire truck and Commercial Federal was the low bidder at 4.9 percent. It was further explained this lease will be in an amount of \$371,055. 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. 1115-01.

Electric Distribution Line on K-68 and Davis Road

Thereupon, there was presented an authorization for City Staff to execute an agreement with Capital Electric for the construction of an Electric Distribution Line on K-68 Highway and Davis Road. Thereupon, Commissioner Henningsen made a motion, seconded by Commissioner Jackson, to approve the authorization.

During discussion it was explained that staff had solicited quotes for the construction of a new electric distribution line to serve the American Eagle expansion and any future users in the City's Industrial Park. The project is estimated to cost approximately \$145,000. Funding will be through the Electric Contingency Fund 3712-925. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the authorization duly approved.

Recess

Thereupon, the Mayor called for a recess of 10 minutes and to reconvene at 10:15 a.m. to allow Bond Council the opportunity to summarize bids.

Reconvene

Thereupon, at 10:15 a.m. the Mayor reconvened the meeting.

Acceptance of Bids – Temporary Notes

Thereupon, the City Clerk opened bids for \$905,000 in Temporary Notes as follows:

Country Club Bank	3.58 percent
UMB	3.631765 percent
Commerce Bank	3.557 percent
TGH Securities	4.38 percent

The low bidder was declared to be Commerce Bank at 3.557 percent. Thereupon, Commissioner Gillette made a motion, seconded by Commissioner Jackson, to accept the bid from Commerce Bank with a total net interest cost of \$32,190.85 and an average annual net interest rate of 3.557 percent. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the low bid from Commerce Bank duly accepted.

Resolution – Authorization of \$905,000 of Temporary Notes

Thereupon, there was presented a resolution authorizing the issuance and delivery of \$905,000 principal amount of General Obligation Temporary Notes, Series 2001, of the City of Ottawa, Kansas, for the purpose of temporarily financing the cost of a bridge demolition and prescribing the terms and details of the notes. Thereupon, Commissioner Jackson made a motion, seconded by Commissioner Henningsen, to adopt the resolution. 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. 1116-01.

Acceptance of Bids for General Obligation Bonds

Thereupon, the City Clerk read the following bids for \$1,555,000 in General Obligation Bonds.

Country Club Bank	4.430799 percent
UMB	4.384169 percent
Piper Jaffray	4.466768 percent
Gold Capital Management	4.344597 percent
Commerce Bank	4.441101 percent

The bid was confirmed from Gold Capital Management. Thereupon, Commissioner Gillette made a motion, seconded by Commissioner Jackson, to accept the bid from Gold Capital Management at 4.34597 percent. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the acceptance of Gold Capital Management duly approved.

Ordinance – Authorization of General Obligation Bonds

Thereupon, there was presented an ordinance authorizing the issuance and delivery of \$1,555,000 principal amount of General Obligation Bonds, Series 2001, of the City of Ottawa, Kansas; providing for the levy and collection of an annual tax for the purpose of paying the principal of and interest on the Bonds as they become due; and making certain covenants with respect thereto. Thereupon, Commissioner Jackson made a motion, seconded by Commissioner Henningsen, to adopt the ordinance.

During discussion it was explained this ordinance authorized the aforementioned bonds. 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. 3368-01.

Resolution – Prescribing the Form and Details

A resolution prescribing the form and details of and authorizing the delivery of \$1,555,000 principal amount of General Obligation Bonds, Series 2001, of the City of Ottawa, Kansas; previously authorized by Ordinance No. 3368-01 of the City; and making certain covenants with respect thereto. Thereupon, Commissioner Henningsen made a motion, seconded by Commissioner Gillette, to adopt the resolution. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the resolution was duly adopted and the resolution was numbered Resolution No. 1117-01.

Announcements

Thereupon, the Mayor announced:

1. There will be a Joint City/County/School Meeting on May 16, 2001, at noon, in the City Commission Chambers at City Hall.
2. There will be a Work Study Session on May 21, 2001, at 3 p.m. (CIP/Budget Review-Pay Plan) Other Work Study Session items will be discussed immediately following.

3. There will **not** be a Work Study Session on May 28, 2001. (Memorial Day)

NEXT REGULAR MEETING: JUNE 6, 2001, AT 7 P.M.

Adjournment

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

The entire text of the meeting is on tape in the office of the City Clerk and will remain so for one year after the date of the meeting.

Scott D. Bird, City Clerk

STUDY SESSION MINUTES

OTTAWA, KANSAS

Minutes of May 21, 2001

The City Governing Body met in Work Study Session at 3 p.m. this date with the following members present and participating to wit: Mayor Ramsey, Commissioner Henningsen, Commissioner Gillette, Commissioner Jackson, and Commissioner Fleer. A quorum was present.

2002 CIP/Budget Review-Pay Plan

The Mayor called the meeting to order and opened discussion on the 2002 Capital Improvement Program (CIP) and Budget.

Thereupon, City Manager Scott Lambers reviewed the Capital Improvement Program with the Governing Body and fielded questions regarding other potential improvements.

Thereupon, the City Manager opened discussion on salaries, recommending the 2002 budget include a 2 ½ percent Cost Of Living Adjustment (COLA) and a 3-4 percent merit increase depending on longevity. The Governing Body discussed this issue at some length reviewing the salary surveys and agreed to the City Manager's recommendation.

Request for One-Way Streets

Thereupon, the Governing Body reviewed a request from Hawthorne Elementary School Principal David Baisinger requesting a one-way street on Poplar in front of Hawthorne Elementary School. Thereupon, City Manager Scott Lambers recommended a north bound one-way street and asked that a traffic ordinance be written for the Governing Body's consideration.

Annual Christmas Parade

Thereupon, the Governing Body approved the annual Christmas Parade to be scheduled for December 1, 2001, at 1 p.m.

Downtown Tree Removal/Replacement – Ottawa Main Street Program

Thereupon, the Governing Body reviewed a request from Julie Prideaux, Executive Director of Main Street USA, who requested the City's permission to prepare a prototype streetscape corner at the northeast intersection of 4th and Main, near the Veterans' Memorial. The Governing Body agreed to bring this issue back at a future meeting.

May 21, 2001

Forest Park Tennis Court Regulations

Thereupon, the Governing Body reviewed an ordinance prohibiting bicycles, skates, skateboards, roller blades, scooters, or any other wheeled vehicles on the surface of the tennis courts. The Governing Body agreed to place this item on the June 6, 2001, agenda.

Special Use Permit Request – 201 E. Logan

Thereupon, the Governing Body reviewed a Special Use Permit requested by David Wooge to allow single-family residence in a C-2 Zoning District located at 201 E. Logan. Thereupon, the Governing Body agreed to place this item on the agenda.

Wollen Addition – Phase II

Thereupon, the Governing Body heard from Public Works Director Andy Haney requesting storm drainage improvements to remove public drain-off from private systems during the improvement of the Wollen Addition – Phase II. The Governing Body agreed to this recommendation and City Manager Scott Lambers noted that this expenditure will come out of the General Fund Contingency reserve.

KMEA Alternate Board Member Appointment

Thereupon, the Governing Body reviewed a memo from Utility Director Jim Bradley who requested Richard Hollon be appointed as a KMEA alternate board member. The Governing Body agreed to place this item on the June 6, 2001, agenda.

Open Agenda

Thereupon, the City Manager reviewed a request for a wedding to be held at the Carnegie Cultural Center, which extended out onto the patio and recommended denial. Thereupon, Commissioner Fleer made a motion, seconded by Commissioner Jackson to deny the request. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the request duly denied.

Thereupon, Commissioner Jackson reviewed Senate Bill 206 dealing with franchise fees.

Thereupon, Commissioner Gillette stated that the Friends of the Airport had provided approximately 300 rides free to the public over the weekend. Thereupon, Commissioner Fleer stated there were some questions as to how the \$2,000 would be reimbursed to the Friends of the Airport and reported on her trip to KMEA.

Thereupon, Commissioner Henningsen stated she had attended the League-Educational Conference for Governing Body members and stated it was very good.

Thereupon, the Mayor thanked the Planning Department for their attack on the local weed problem.

Announcements

Thereupon, the Mayor announced:

1. There will **not** be a Work Study Session on May 28, 2001. (Memorial Day)
2. There will be a Work Study Session on June 4, 2001, at 4 p.m. (CIP Review/Budge Review-Pay Plan)
3. There will be a Work Study Session on June 6, 2001, at 6 p.m.
4. There will be a City Commission meeting on June 6, 2001, at 7 p.m.
5. There will be a Work Study Session on June 11, 2001, at 4 p.m.
6. There will **not** be a Work Study Session on June 18, 2001. (Allies Day)

Adjournment

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

Scott D. Bird, City Clerk

May 21, 2001

STUDY SESSION MINUTES

OTTAWA, KANSAS

Minutes of June 4, 2001

The City Governing Body met in Work Study Session at 4 p.m. this date with the following members present and participating to wit: Mayor Ramsey, Commissioner Henningsen, Commissioner Gillette, Commissioner Jackson, and Commissioner Fleer. A quorum was present.

The Mayor called the meeting to order and asked for Public Comments. There were no Public Comments offered at this time.

Review of Minutes

Thereupon, the Governing Body reviewed and accepted the Work Study Session Minutes for May 14, 2001, and May 21, 2001, as presented.

Review of Agenda

Thereupon, the Governing Body reviewed and accepted the City Commission agenda for June 6, 2001, noting changes may occur.

2002 CIP Review

Thereupon, the Governing Body reviewed the 2002 Capital Improvement Program with the City Manager and agreed to place this item on the June 6, 2001, Regular City Commission agenda.

2002 Budget – Longevity Pay Plan Resolution

Thereupon, the Governing Body reviewed a resolution amending the current longevity pay plan program to include a mid-year payment of 50% of the current plan and agreed to discuss this during the budget process.

Proclamation - Kansas Business Appreciation Month

Thereupon, the Governing Body reviewed a proclamation declaring June as “Kansas Business Appreciation Month” and agreed to place this item on the June 6, 2001, agenda.

Proclamation - National Small Cities “Investing in Communities” Day

Thereupon, the Mayor asked that this proclamation be deferred to June 20, 2001.

June 4, 2001

Downtown Trees

Thereupon, the Governing Body heard from Ms. Julie Prideaux, Main Street USA, and Mr. Jeff Port, Ottawa Tree Board, to discuss the landscaping of the downtown street corners. The Governing Body reviewed a proposal for plants to be used and provided their approval to remove the downtown trees, which are currently in place and further agreed to allow Main Street to proceed with a demonstration project at the corner of 4th and Main.

Block Party Request – 922 S. Sycamore

Thereupon, the Governing Body reviewed a letter from Philip and Tammy Brown requesting permission to close the 900 block of South Sycamore for a block party on June 23, 2001, from noon-6 p.m. The Governing Body considered this request and granted their approval.

Resolution - Intent to Implement Wastewater Surcharge Increases

Thereupon, the Governing Body reviewed a resolution of intent to impose wastewater sewer charges in conjunction with the new Waste Water Treatment Plant and agreed to place this item on the June 6, 2001, agenda.

Resolutions - Set Date and Time for Condemnation Hearings

Thereupon, there was presented a resolution fixing the time and place and providing for notice of hearing before the Governing Body of the City of Ottawa, Kansas, pursuant to K.S.A. 12-1750 et seq.; at which time the owners, their agents, lien holders of record and any occupants of the structures located at 709 N. Main, 503 S. Hickory, 803 S. Poplar, 810-812 S. Cedar, and 828 S. Main may appear and show cause why said structures should not be condemned and ordered repaired or demolished.

Thereupon, Commissioner Fleer made a motion, seconded by Commissioner Gillette, to adopt the resolutions. The motion was considered and upon being put to the question, all present voted aye. Thereupon, the Mayor declared the resolutions duly adopted and the resolutions were duly numbered Resolution No.1118-01, 1119-01, 1120-01, 1121-01, and 1122-01.

Ordinance - Truck Parking Restrictions

Thereupon, the Governing Body reviewed an ordinance to restrict truck parking on city streets and agreed to place this item on the June 6, 2001, agenda.

Board and Commission Appointments – Resignation from Tree Board

Thereupon, the Governing Body recognized a letter of resignation from Mr. Jeff Port from the Ottawa Tree Board and reluctantly accepted this resignation.

City Commission Appointment to Vision Steering Committee

Thereupon, Commissioner Jackson made a motion, seconded by Commissioner Gillette, to appoint Commissioner Henningsen to the Vision Steering Committee. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the motion duly approved.

Monthly Financial and Activity Report – April 2001

Thereupon, the Governing Body reviewed the Monthly Financial and Activity Report for the month of April 2001 with City Staff and agreed to place this item on June 6, 2001, agenda.

Announcements

Thereupon, the Mayor announced:

1. There will be a Work Study Session on June 6, 2001, at 6 p.m.
2. There will be a City Commission meeting on June 6, 2001, at 7 p.m.
3. There will be a Work Study Session on June 18, 2001, at 4 p.m.
4. There will not be a Work Study Session on June 18, 2001. (Allies Day)
5. There will be a Work Study Session on June 20, 2001, at 9 a.m.
6. There will be a City Commission meeting on June 20, 2001, at 9:30 a.m.
7. There will be a Joint City/County/School meeting on June 20, 2001, at noon at the Ottawa Middle School. (6th grade pavilion)

Adjournment

There being no further business to come before the Governing Body it was moved and seconded to adjourn. The motion was considered and upon being put, all present vote aye. Thereupon, the Mayor declared the meeting duly adjourned.

Scott D. Bird, City Clerk
June 4, 2001

City Commission
Regular Meeting Minutes
Ottawa, Kansas
June 6, 2001

The City Governing Body met at 7 p.m. this date with the following members present and participating to wit: Mayor Ramsey, Commissioner Jackson, Commissioner Gillette, Commissioner Henningsen, and Commissioner Fleer. A quorum was present.

Welcome

Thereupon, the Mayor called the meeting to order and welcomed the Chamber audience. Thereupon, the Mayor led the Pledge of Allegiance to the American flag and the Invocation was given by Commissioner Gillette.

Approval of Agenda

Thereupon, Commissioner Jackson made a motion, seconded by Commissioner Fleer, to approve the agenda as presented.

Approval of Minutes

Thereupon, the Governing Body considered the minutes of May 16, 2001. Thereupon, Commissioner Gillette made a motion, seconded by Commissioner Jackson, to approve the minutes of May 16, 2001. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the minutes of May 16, 2001, duly approved as presented.

Public Comments

Thereupon, Mr. Dick Martin, 148 Megan Lane, and proprietor in the city limits, protested the proposed ordinance prohibiting truck parking within the city limits.

CONSENT AGENDA

Alternate Board Member – KMEA Board

Thereupon, Commissioner Fleer made a motion, seconded by Commissioner Henningsen, to reappoint Richard Hollon as alternate board member to the KMEA Board. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the appointment duly approved.

REGULAR AGENDA

Proclamation – Kansas Business Appreciation Month

Thereupon, the Mayor read a proclamation declaring June as Kansas Business Appreciation Month in the City of Ottawa, Kansas. Accepting the proclamation was Executive Director of the Chamber, Lou Atherton who thanked the Governing Body and also asked that the Chamber's funding be continued in the 2002 budget.

2002 Capital Improvement Program (CIP)

Thereupon, there was presented the 2002 Capital Improvement Program for budget planning purposes. Thereupon, Commissioner Jackson made a motion, seconded by Commissioner Henningson, to approve the 2002 Capital Improvement Program (CIP). The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the 2002 Capital Improvement Program duly approved.

Resolution – Wastewater Surcharge

Thereupon, there was presented a resolution expressing the intent of the Governing Body of the City of Ottawa, Kansas, to impose a wastewater surcharge, which will finance, in part, a planned Waste Water Treatment Plant. Thereupon, Commissioner Henningsen made a motion, seconded by Commissioner Jackson, to adopt the resolution.

During discussion it was explained this resolution is required as part of the City's application to utilize the State of Kansas revolving loan fund to finance the construction of the new Waste Water Treatment Plant. 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. 1123-01.

Ordinance – Tennis Court Prohibition

Thereupon, there was presented and ordinance prohibiting bicycles, skates, skateboards, scooters, and/or any other wheeled vehicles on the surface of the tennis courts owned by the City of Ottawa and located in Forest Park, Ottawa, Kansas. Thereupon, Commissioner Henningsen made a motion, seconded by Commissioner Fleer to adopt the ordinance.

During discussion it was explained there has been damage to the tennis courts due to non-tennis activity and has resulted in degradation of the surface of the tennis courts. 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. 3369-01.

Resolution – Special Use Permit – 201 E. Logan, David Wooge

Thereupon, there was presented a resolution granting a Special Use Permit for a single-family residence in the C-2 District at 201 E. Logan requested by David Wooge, in the City of Ottawa, Kansas. Thereupon, Commissioner Gillette made a motion, seconded by Commissioner Fleer, to adopt the resolution.

During discussion it was explained this resolution had been studied by the Governing Body at the May 21, 2001, Work Study Session. 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. 1124-01.

Ordinance – Truck Parking Restrictions

Thereupon, there was presented an ordinance designating parking restrictions within the City of Ottawa, Kansas, and amending Section 13-304 of the Ottawa Municipal Code. Thereupon, Commissioner Henningsen made a motion, seconded by Commissioner Gillette, to adopt the ordinance.

During discussion it was asked how other cities handled this problem with trucks parking on city streets and if other accommodations were made. The motion was considered and upon being put, failed by the following vote: Commissioner Gillette nay, Commissioner Jackson aye, Commissioner Henningsen aye, Commissioner Fleer nay, and Mayor Ramsey nay. Thereupon, the Mayor declared the ordinance duly defeated by a 3-2 vote.

Acceptance of Monthly Financial and Activity Report – April 2001

Thereupon, there was presented the Monthly Financial and Activity Report for the month of April 2001. Thereupon, Commissioner Fleer made a motion, seconded by Commissioner Henningsen, to accept the reports. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the Monthly Financial and Activity Report for the month of April 2001 duly accepted.

Reports by City Manager

Thereupon, the City Manager asked for direction on the defeated ordinance. Thereupon, the Governing Body requested information from other communities.

Announcements

Thereupon, the Mayor announced:

1. There will be a Work Study Session on June 11, 2001, at 4 p.m.
2. There will **not** be a Work Study Session on June 18, 2001. (Allies Day)
3. There will be a Work Study Session on June 20, 2001, at 9 a.m.
4. There will be a Joint City/County/School meeting on June 20, noon, at the Ottawa Middle School. (6th Grade Pavilion)
5. There will **not** be a Work Study Session on June 25, 2001, at 4 p.m.
6. There will be a Special Work Study Session on July 2, 2001, at 2:30 p.m. (State Revolving Loan Fund) The Regular Work Study Session will follow at 3:30 p.m. (Budget)
7. There will **not** be a Work Study Session on July 4, 2001.
8. There will **not** be a City Commission Meeting on July 4, 2001.

NEXT REGULAR MEETING: JUNE 20, 2001, AT 9:30 A.M.

Adjournment

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

Scott D. Bird, City Clerk

STUDY SESSION MINUTES

OTTAWA, KANSAS

Minutes of June 6, 2001

The City Governing Body met in Work Study Session at 6 p.m. this date with the following members present and participating to wit: Mayor Ramsey, Commissioner Henningsen, Commissioner Gillette, Commissioner Jackson, and Commissioner Fler. A quorum was present.

Public Comments

The Mayor called the meeting to order and asked for public comments.

Thereupon, Ms. Julie Prideaux asked for clarification on streets that might be blocked during the Skunk Run Festival. Particularly 5th Street between Main and Hickory; Park Street between Main and Hickory; and Hickory Street between 5th and Park Street. The Governing Body gave their approval.

Thereupon, Mr. Lynn Underwood addressed the Governing Body looking for direction on the City's vision plan.

Review of Agenda

Thereupon, the Governing Body reviewed and accepted the June 6, 2001, Regular Meeting agenda for 7 p.m.

National Association of Cities

Thereupon, the Governing Body considered a proposal to join the National Association of Cities with annual dues of \$125 and asked for additional information.

Removal of Structure – 815 Cypress

Thereupon, the Governing Body reviewed a request for demolition of 815 Cypress and the City Manager noted that all appropriate steps have been taken to this point. Thereupon, Commissioner Gillette made a motion, seconded by Commissioner Jackson, to approve this removal. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the motion duly approved.

June 6, 2001

City of Ottawa
Study Session Minutes
June 6, 2001
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Planning Commission Resignation

Thereupon, Commissioner Jackson made a motion, seconded by Commissioner Henningsen, to accept the resignation from the Planning Commission of Commission Chair Theresa Cummings. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the motion duly approved, and the Mayor thanked Ms. Cummings for her time and effort on this commission.

Sanitary Sewer Television Camera

Thereupon, the Governing Body reviewed a request from Director of Utilities Jim Bradley who recommended the purchase of a Cues camera system for the sanitary sewer television van. In addition, Mr. Bradley recommended replacing the van, which is scheduled for replacement in 2004, with a new van rather than retrofitting the current vehicle with a total quote of \$78,500. The Governing Body considered this request, recognizing the current van would have to have its roof removed and replaced due to the new equipment and agreed to Mr. Bradley's recommendation to fund this project out of the Equipment Reserve Fund.

Review of Development Procedures Manual

Thereupon, the Governing Body reviewed with staff the Development Procedures Manual and agreed to bring this back at the June 20, 2001, meeting.

Southwestern Bell Franchise Agreement

Thereupon, the City Manager asked for authorization to extend the City's current franchise agreement with Southwestern Bell for a one-year time period until June 30, 2002. Thereupon, the Governing Body agreed to this authorization.

Application for Business and Industry Recapture Loan Reserve Funds

Thereupon, the Governing Body reviewed a request from Mr. Wesley Jamison of Crist Auto Sales to locate a new used care facility in Ottawa utilizing the City's Business and Industry Recapture Loan Reserve Funds. Thereupon, the City Manager recommended an amount not to exceed \$30,000 and noted that the City would be taking a second position to Intrust Bank regarding this loan. Thereupon, Commissioner Fler recommended the loan not exceed \$25,000 with Commissioner Jackson and Mayor Ramsey concurring. Thereupon, the Mayor declared the loan of \$25,000 to Wesley Jamison, Crist Auto Sales, had been approved 3-2.

Open Agenda

Thereupon, Commissioner Jackson asked where the city limits was in relation to Deerfield Addition. Thereupon, the City Manager responded on the west edge of the Deerfield Addition.

Thereupon, Commissioner Fleer expressed concern over the semi tractor-trailer truck-parking ordinance on the agenda for the Regular Meeting.

Adjournment

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

Scott D. Bird, City Clerk

City Commission
Regular Meeting Minutes
Ottawa, Kansas
June 20, 2001

The City Governing Body met at 9:30 a.m. this date with the following members present and participating to wit: Mayor pro tem Henningsen, Commissioner Fleer, and Commissioner Gillette. Commissioner Jackson and Mayor Ramsey absent. A quorum was present.

Mayor Henningsen called the meeting to order and welcomed the Chamber audience. Thereupon, the Mayor led the Pledge of Allegiance to the American flag and the Invocation was given by Rev. Leroy Rayson.

Agenda Approval

Thereupon, Commissioner Gillette made a motion, seconded by Commissioner Fleer, to approve the agenda as presented. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the agenda duly approved as presented.

Approval of Minutes

Thereupon, Commissioner Fleer made a motion, seconded by Commissioner Gillette, to approve the minutes of June 6, 2001. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the minutes duly approved.

Public Comment

Thereupon, the Governing Body heard from Ms. Deb Barker, Box 145, Director of the Historical Society, explained projects upcoming by the Historical Society. One is a kiosk project, between the Old Depot Museum and 5th & Main. The other is a trailhead project for the Rail Trail. Ms. Barker asked the Governing Body for continued financial assistance.

Thereupon, the Governing Body heard from Mr. Wilford Bugner, 701 East Third, who complained about the skate park and asked to set the record straight on his position regarding the youngsters smoking and drinking at the park.

Response to Public Comments

Thereupon, the Mayor noted Mr. Dick Martin, 148 Megan Lane, had addressed the Governing Body regarding his opposition to the truck-parking ordinance. There was no response.

June 20, 2001

Presentations and Recognitions

Thereupon, the Mayor read a proclamation declaring Friday, June 22, 2001, as National Small Cities “Investing In Communities” Day, in the City of Ottawa, Kansas.

New Business

Resolution – Development Procedures Policy Manual

Thereupon, there was presented a resolution adopting a revised Development Procedures Policy Manual. Thereupon, Commissioner Gillette made a motion, seconded by Commissioner Fleer, to adopt the resolution.

During discussion it was explained that this development procedure revision identifies the current development procedures utilized by City Staff and sets out flow charts and timetables for review and approval of the development process. 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. 1125-01.

Cereal Malt Beverage License

Thereupon, there was presented an application for Cereal Malt Beverage License at 216 E. 23rd Street. Thereupon, Commissioner Fleer made a motion, seconded by Commissioner Gillette, to approve the application.

During discussion it was explained that the application for Retail Cereal Malt Beverage License (not for consumption on the premises) for Lookout, Inc., d/b/a/Benny’s #6, has been received for approval by the City Commission. The business is located at 216 E. 23rd Street. The application has been reviewed and approved by the Police Department, Fire Department, and City Attorney. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the license duly approved.

ECKAN Estates – Final Plat

Thereupon, Commissioner Fleer made a motion, seconded by Mayor Henningsen, to approve the final plat for ECKAN Estates.

During discussion it was explained this final plat was recommended for approval by the Planning Commission by a vote of 4-0-1. The motion was considered and upon being put, passed by the following vote. Commissioner Gillette abstained, Commissioner Fleer aye, and Mayor Henningsen aye. Thereupon, the Mayor declared the plat duly approved by a 2-0-1 vote.

Bid Award for Phase I of the City Sidewalk Improvement Program

Thereupon, Commissioner Gillette made a motion, seconded by Commissioner Fleer, to approve the bid award.

During discussion it was explained the City had received five bids for Phase I of the Sidewalk Improvement Program with the low bidder being John A. Thompson Concreting Company, with a total bid of approximately \$111,000 which includes a staff recommendation for an alternative use of steel reinforcement. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the motion duly approved.

Public Comments

Thereupon, the Governing Body heard from Kevin McCurdy, 123 West 5th, and Luke Smith, 907 N. Oak, who asked that the skate park be opened up for bicycles. Thereupon, Mayor Henningsen requested a proposal from the bicyclist to be brought back to the Governing Body.

Announcements

Thereupon, the Mayor announced:

1. There will be a Joint City/County/ School meeting on June 20, 2001, at noon at the Ottawa Middle School.
2. There will **not** be a Work Study Session on June 25, 2001, (WWTP tour at Haysville, Kansas)
3. There will be a Special Work Study Session on July 2, 2001, at 2:30 p.m. (Revolving Loan Fund Public Meeting)

4. There will be a Work Study Session on July 2, 2001, at 3:30 p.m. (Budget Overview)
5. There will **not** be a Work Study Session on July 4, 2001.
6. There will **not** be a City Commission meeting on July 4, 2001.
7. There will be a Work Study Session on July 9, 2001, at 3 p.m. (Budget)
8. There will be a Work Study Session on July 16, 2001, at 3 p.m. (Budget)

NEXT REGULAR MEETING: JULY 18, 2001, AT 7 P.M.

Adjournment

There being no further business to come before the Governing Body, Commissioner Fleer made a motion, seconded by Commissioner Gillette, to adjourn the meeting. The motion was considered and upon being put, all present voted aye. Thereupon, Mayor Henningsen adjourned the meeting.

Scott D. Bird, City Clerk

STUDY SESSION MINUTES

OTTAWA, KANSAS

Minutes of June 20, 2001

The City Governing Body met at 9 a.m. this date with the following members present and participating to wit: Mayor pro tem Henningsen, Commissioner Fleer, and Commissioner Gillette present. Commissioner Jackson and Mayor Ramsey absent. A quorum was present.

Public Comments

Mayor Henningsen called the meeting to order and asked for public comments.

There were none offered at this time.

Approval of Minutes

Thereupon, the Governing Body reviewed and approved the minutes of June 4, 2001, and June 6, 2001, with corrections.

Review of Agenda

Thereupon, the Governing Body reviewed and accepted the tentative agenda for June 20, 2001, at 9:30 a.m.

Skate Park – Bicycle Restrictions

Thereupon, the City Manager reviewed a request from Mr. Kevin McCurdy asking that bicycles be allowed in the skate park. Thereupon, the City Manager recommended bicycles not be allowed in the skate park due to safety concerns.

Cereal Malt Beverage License

Thereupon, the Governing Body reviewed a CMB request for a business located at 216 E. 23rd. The Governing Body agreed to place this on the Regular Meeting agenda.

June 20, 2001

Eagle Scout Project

Thereupon, the Governing Body reviewed a letter from Mr. Matthew Thomas, 1017 Maple, an Eagle Scout candidate, requesting authority to build a shed in the Orliis Cox Baseball Complex for the Ottawa High Softball Team as an Eagle Scout Project.

Thereupon, Commissioner Fleer made a motion, seconded by Commissioner Gillette, to approve the request. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the project duly approved.

ECKAN Estates Final Plat

Thereupon, the Governing Body heard from Planning Director John Merrell who explained this plat included 12 housing units, which will be affordable housing between \$75,000 and \$80,000. The Governing Body agreed to place this on the Regular Meeting agenda for June 20, 2001.

Sidewalk Proposals

Thereupon, the Governing Body reviewed a memo from Public Works Director Andy Haney recommending John A. Thompson Concreting Co. for the sidewalk improvement project with an approximate contract cost of \$111,000. This bid includes the additional cost of \$4,944 for steel reinforcement recommended by staff. The Governing Body agreed to place this item on the agenda for June 20, 2001.

Announcements

Thereupon, the Mayor announced:

1. There will be a City Commission Meeting on June 20, 2001, at 9:30 a.m.
2. There will be a Joint City/County/School Meeting on June 20, 2001, at noon at the Ottawa Middle School.
3. There will **not** be a Work Study Session on June 25, 2001, (Tour of WWTP in Haysville, Kansas).
4. There will be a Special Work Study Session on July 2, 2001, at 2:30 p.m. (State Revolving Loan Fund Public Meeting).
5. There will be a Work Study Session on July 2, 2001, at 3:30 p.m. (Budget Overview).
6. There will **not** be a Work Study Session on July 4, 2001.

7. There will **not** be a City Commission Meeting on July 4, 2001.
8. There will be a Work Study Session on July 9, 2001, at 3 p.m. (Budget)
9. There will be a Work Study Session on July 16, 2001, at 3 p.m. (Budget)
10. There will be a City Commission Meeting on July 18, 2001, at 7 p.m.

Adjournment

There being no further business to come before the Governing Body at this meeting, Commissioner Gillette made a motion, seconded by Commissioner Fleece, to adjourn the Study Session meeting. The motion was considered and upon being put, all present voted aye. Thereupon, Mayor Henningsen declared the meeting duly adjourned and invited all to join her in the Commission Chambers for the Regular City Commission meeting scheduled at 9:30 a.m.

Scott D. Bird, City Clerk

“PUBLIC MEETING”

MINUTES

OTTAWA, KANSAS

Minutes of

July 2, 2001

The City Governing Body met in the Work Study Session room, at 2:30 p.m. this date with the following members present and participating to wit: Mayor Ramsey, Commissioner Henningsen, Commissioner Fleer, Commissioner Jackson, and Commissioner Gillette present. A quorum was present.

Revolving Loan Fund Public Meeting

Thereupon, the Mayor opened the Public Meeting to consider the City’s participation in the State Revolving Loan Fund for the construction of a new Wastewater Treatment Plant.

Thereupon, the Governing Body heard from a representative from Professional Engineering Consultants Mr. Jim Martin who explained the Wastewater Treatment Plant design and how wastewater is purified to be released back to the river and how solids are handled once the treatment process is completed.

Thereupon, at 2:55 p.m. the Mayor asked for Public Comments.

Thereupon, Commissioner Fleer asked where the site for the lab would be. Thereupon, Mr. Martin illustrated the lab location on the site plan.

Thereupon, Commissioner Gillette asked the capacity of the plant. Mr. Martin responded that the plant would be developed to handle 2.68 million gallons on an average daily capacity.

Thereupon, Mayor Ramsey asked the capacity of the present facility. Thereupon, Mr. Martin responded the average daily capacity was 1.5 million and the peak capacity was 2.25 million. However, Mr. Martin explained the peak capacity for the new plant would be somewhere in the neighborhood of three times the 2.68 million gallons.

Thereupon, at 2:59 p.m. Mayor Ramsey asked if there were any further comments.

Thereupon, Mr. Martin addressed additional questions.

July 2, 2001

Thereupon, Mayor Ramsey asked at 3:03 p.m. for additional comments and commended City Manager Scott Lambers and Director of Utilities Jim Bradley for their effort on this project. Thereupon, Mr. Martin complimented staff on their preparedness for this project.

Thereupon, at 3:08 p.m. Mayor Ramsey again asked for Public Comments.

Thereupon, Karen McAdoo, representing KOFO Radio, asked about further hauling of solids. Thereupon, City Manager Scott Lambers stated it was his recommendation that solids be hauled from the site rather than to pursue the injection method as utilized by the Haysville treatment plant.

Thereupon, Commissioner Fleer asked about odor problems. Thereupon, Mr. Martin stated that all wastewater disposal sites have some odor problem. However, he illustrated that the Haysville Plant would have residential development within 200 yards of the facility.

After further discussion, Mayor Ramsey once again asked for further comments. With no additional comments Mayor Ramsey closed the public meeting at 3:18 p.m.

Adjournment

There being no further business to come before the Governing Body in the Public Meeting, it was moved and seconded to adjourn the meeting. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the Public Meeting duly adjourned.

Scott D. Bird, City Clerk

July 2, 2001

STUDY SESSION MINUTES

OTTAWA, KANSAS

Minutes of

July 2, 2001

The City Governing Body met in the Work Study Session room, at 3:25 p.m. this date with the following members present and participating to wit: Mayor Ramsey, Commissioner Henningsen, Commissioner Flear, Commissioner Jackson, and Commissioner Gillette present. A quorum was present.

Public Comments

Thereupon, the Mayor called the meeting to order and asked for Public Comments. None were offered at this time.

Review of Agenda

Thereupon, the Governing Body reviewed the tentative agenda for July 18, 2001.

2002 Budget Overview

Thereupon, the Governing Body reviewed the 2002 Budget with City Manager Scott Lambers. Mr. Lambers explained the GO Debt Fund would be estimating a mill levy of approximately 8.5 mills in spite of the 10.93 mills as projected by the CIP; and illustrated that the CIP mill levy assumptions had been leveled out partly resulting from the increase in assessed evaluation.

The City Manager explained the possible additional personnel request; the General Fund; the additional cost in natural gas/fuel gas; insurance, and condemnations.

Mr. Lambers covered the tax levy comparison and asked the Governing Body for direction as to how much higher the levy could go given the fact that the General Fund at this point has no Capital Outlay included. The current mill levy increase is approximately 1.4 mills. After some discussion, the Governing Body agreed that 1.5 mills additional to the already 1.4 mills would be acceptable.

Sidewalk Improvement Program

Thereupon, the Governing Body reviewed the letter from residents on East 11th Street, between Cedar and College. Thereupon, it was moved and seconded to accept the proposal and all present voted aye.

July 2, 2001

Proclamation – Jack Davis

Thereupon, the Governing Body reviewed a proclamation recognizing former Utilities Director Jack Davis for his faithful service to the community of Ottawa and agreed to place this item on the agenda for July 18, 2001.

Child Restraint Ordinance

Thereupon, the Governing Body reviewed a memo from Police Chief Jeff Herrman to reduce child safety restraint violation fines to \$10 with a provision that the violators purchase a child safety restraint car seat from Ransom Memorial Hospital at a reduced price and receive instruction on its proper use, or acquire a child safety car seat from any other entity and have the Police Department instruct the owner in its proper use. The Governing Body agreed to this request and requested an ordinance be prepared to cover the change.

State Water Fee

Thereupon, the Governing Body reviewed a state water fee as proposed by the State Legislature and agreed to accept the water fee in lieu of paying state sales tax on purchases by the water department.

Request for Proposal – Audit of Financial Statements

Thereupon, the Governing Body reviewed a request for proposal for auditing financial services and agreed to retain the local firm of Agler & Gaeddert Chartered for the next two years providing a two-year agreement could be made.

Neighborhood Revitalization Program

Thereupon, the Governing Body reviewed applicants for the Neighborhood Revitalization Program located at 1400 N. Sycamore, 809 Pecan, 105 E. 13th, 736 N. Cherry, and a commercial property at 113 N. Oak. The Governing Body agreed to place this on the July 18, 2001, agenda.

Small Cities Conference – Report by Mayor Ramsey

Thereupon, the Governing Body heard from Mayor Ramsey who represented the Governing Body at the Small Cities Conference. The Mayor thanked the City for the opportunity to attend the conference and Commissioner Henningsen for filling in for him as Mayor. Mayor Ramsey stated NLC was going to make more effort in supporting Mayor Bob Knight's program to improve racial issues. NLC has

picked up 100 new members this year and lost 50. Some new cities signing up this year were Bonner Springs, Mission Hills, and Gardner. Thereupon, the Mayor stated it was interesting to see the difference in state funding and he really enjoyed the conference and all the good information he gained.

City Commission Committee Reports

Thereupon, the Governing Body heard a report from Commissioner Jackson on Youth Leadership Training, Commissioner Henningsen on Main Street, Commissioner Fleer on KMEA, and Commissioner Gillette on the Airport.

Adjournment

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

Scott D. Bird, City Clerk

July 2, 2001

STUDY SESSION MINUTES

OTTAWA, KANSAS

Minutes of

July 9, 2001

The City Governing Body met at 3 p.m. this date with the following members present and participating to wit: Mayor Ramsey, Commissioner Henningsen, Commissioner Fleer, Commissioner Gillette, and Commissioner Jackson. A quorum was present.

Public Comments

Mayor Ramsey called the meeting to order and asked for public comments. There were none offered at this time.

Approval of Minutes

Thereupon, the Governing Body reviewed and approved the minutes of June 20, 2001.

Review of Agenda

Thereupon, the Governing Body reviewed the tentative agenda for July 18, 2001.

2002 Operating Budget – General Fund

Thereupon, City Manager Scott Lambers reviewed with the Governing Body the proposed 2002 Budget. Thereupon, Department Heads reviewed with the Governing Body additions they would like reflected in the 2002 Budget.

Budget Request – WTCS

Thereupon, the Governing Body reviewed a request from Women's Transitional Care Services, Inc. to be included in the 2002 Budget in the amount of \$500 to cover the cost of training materials for our community education offered by the Ottawa Program Director (Laura Stocker) and/or advocates in the Ottawa/Franklin County residents. Commissioners agreed by consensus to this one time expenditure stating they would also like to see the county participate in funding.

Kansas Water Pollution Control Revolving Fund Resolution

Thereupon, the Governing agreed to place this item on the July 18, 2001, City Commission agenda.

July 9, 2001

Appointments to KMG Board of Directors

Thereupon, the Governing Body agreed to place this item on the July 18, 2001, City Commission agenda.

Zoning Ordinance Amendment – Area and Use Regulations

Thereupon, Planning & Zoning Director John Merrell reviewed with the Governing Body the Zoning Ordinance Amendment and the Governing Body agreed by consensus to place this item on the July 18, 2001, City Commission agenda.

Standard Traffic Ordinance

Thereupon, the Governing Body agreed by consensus to place the Standard Traffic Ordinance on the July 18, 2001, City Commission agenda.

Cedar Street Improvement

Thereupon, the Governing Body reviewed a request from Public Works Director Andy Haney for improvements on Cedar Street. The improvements would include the 100 block of South Cedar Street on the list of federally recognized “functionally classified streets” for the City of Ottawa. Andy Haney has been working with KDOT, who has been in contact with the Federal Highway Administration office dealing with this issue. Thereupon, the Governing Body agreed to place the recommended resolution on the July 18, 2001, City Commission meeting.

Appointments to Planning Commission and Tree Board

Thereupon, the Governing Body agreed by consensus to place this item on the July 18, 2001, City Commission agenda.

Monthly Financial and Activity Report – May 2001

Thereupon, the Governing Body agreed to place this item on the July 18, 2001, agenda for approval.

Announcements

Thereupon, the Mayor announced:

1. There will be a Work Study Session on July 16, 2001, at 3 p.m.
2. There will be a Joint City/County/School meeting on July 18, 2001, at noon at the Franklin County Jail.
3. There will be a City Commission meeting on July 18, 2001, at 7 p.m.
4. There will be a Work Study Session on July 23, 2001, at 3 p.m.
5. There will be a Work Study Session on July 30, 2001, at 4 p.m.
6. There will be a Work Study Session on August 1, 2001, at 6 p.m.
7. There will be a City Commission on August 1, 2001 at 7 p.m.

Adjournment

There being no further business to come before the Governing Body, it was moved and seconded to adjourn the meeting. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the meeting duly adjourned.

Scott D. Bird, City Clerk

July 9, 2001

STUDY SESSION MINUTES

OTTAWA, KANSAS Minutes of July 16, 2001

The City Governing Body met at 3 p.m. this date with the following members present and participating to wit: Mayor Ramsey, Commissioner Henningsen, Commissioner Fleer, Commissioner Jackson, and Commissioner Gillette. A quorum was present.

The Mayor called the meeting to order and asked for public comments.

Public Comments

None offered at this time.

Review of Public Meeting Minutes

Thereupon, the Governing Body reviewed and accepted the Public Meeting Minutes of July 2, 2001, with corrections.

Review of Study Session Minutes

Thereupon, the Governing Body reviewed and accepted the Study Session Minutes of July 2, 2001.

Review of Agenda

Thereupon, the Governing Body reviewed and accepted the agenda for July 18, 2001, Regular City Commission Meeting noting changes may occur.

2002 Budget Review – General Fund

Thereupon, the Governing Body reviewed with City Manager Scott Lambers and Department Heads the 2002 General Fund Budget.

Review of 2000 Audit

Thereupon, Mr. Keith Gaeddert of Agler & Gaeddert Chartered reviewed the City's 2000 audit with the Governing Body. The Governing Body agreed by consensus to place this item on the July 18, 2001, City Commission meeting agenda for acceptance.

July 16, 2001

Audit Services for 2001 and 2002

Thereupon, the Governing Body reviewed a proposal from Mr. Keith Gaeddert of Agler & Gaeddert Chartered to perform the 2001 and 2002 audit for \$26,060 and \$26,590 respectively. The Governing Body agreed by consensus to place this item on the July 18, 2001, City Commission agenda.

Health Insurance Renewal

Thereupon, the Governing Body agreed to place this item on the July 18, 2001, City Commission agenda.

Ottawa Swim Club Meet at Forest Park

Thereupon, City Manager Scott Lambers discussed with the Governing Body that the Ottawa Swim Club will be holding a swim meet on July 24, 2001, with the possibility of attendance being 800 to 1,200. Thereupon, the Governing Body discussed possible accommodations a group this size might need.

Open Agenda

Thereupon, Mr. Mike Detwiler representing himself and The Friends of the Ottawa Airport group addressed the Governing Body with airport and personal request.

Announcements

1. There will be a Joint City/County/School Meeting on July 18, 2001, at noon at the Franklin County Jail.
2. There will be a City Commission Meeting on July 18, 2001, at 7 p.m.

Adjournment

There being no further business to come before the Governing Body, it was moved and seconded to adjourn the meeting. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the meeting duly adjourned.

Scott D. Bird, City Clerk

July 16, 2001

City Commission
Regular Meeting Minutes
Ottawa, Kansas
July 18, 2001

The City Governing Body met at 7 p.m. this date with the following members present and participating to wit: Mayor Ramsey, Commissioner Jackson, Commissioner Gillette, Commissioner Fleer, and Commissioner Henningsen. A quorum was present.

Welcome

Thereupon, the Mayor called the meeting to order and welcomed the Chamber audience. Thereupon, the Mayor led the Pledge of Allegiance to the American flag and the Invocation was given by Rev. Leroy Rayson.

Agenda Approval

Thereupon, the Governing Body reviewed and accepted the agenda for July 18, 2001, with changes.

Approval of Minutes

Thereupon, the Governing Body reviewed and accepted the minutes of June 20, 2001.

Public Comments

None offered at this time.

Response to Public Comments

Thereupon, the Mayor reviewed and responded to previous public comments from the June 20, 2001, City Commission meeting.

CONSENT AGENDA

Appointments to KMGA Board of Directors

Thereupon, Commissioner Henningsen made a motion, seconded by Commissioner Jackson to reappoint Utilities Director Jim Bradley as a Director and Power Plant Superintendent Richard Hollon as an Alternate Director to the KMGA Board of Directors.

July 18, 2001

City of Ottawa
Regular Meeting Minutes
July 18, 2001
Page 55

REGULAR AGENDA

Proclamation – Mr. Jack Davis

Thereupon, the Mayor read a proclamation honoring Jack Davis for long and faithful service to the City of Ottawa, Kansas, as City Utility Director.

PUBLIC HEARINGS:

Kansas Water Pollution Control Revolving Loan Fund Assistance Program

Thereupon, at 7:09 p.m. the Mayor opened a Public Hearing regarding Kansas Water Pollution Control Revolving Loan Fund Assistance Program and asked if there was anyone who wished to address the Governing Body.

Thereupon, the Governing Body heard from Cheryl Phillipi a representative of Professional Engineering Consultants who explained the Kansas Water Pollution Control Revolving Loan Fund Assistance Program.

Thereupon, the Governing Body heard from John Bailey a representative from Professional Engineering Consultants who provided a brief summary of the new Wastewater Treatment Plant facility and addressed audience questions.

Thereupon, at 7:16 p.m. Mayor Ramsey asked if anyone else wished to address this issue.

Thereupon, the Governing Body heard from John Kruzal, 717 East 3rd, who asked about peak flow and what the liner would be made of.

Thereupon, Mr. Bailey responded that the extraneous flow basin has been looked at and will experience some modification. During peak times it will not have a separate discharge. Part of the requirements will be to complete a study of the collection system as a means to reduce flows that are transferred to the extraneous flow basin.

Thereupon, in response to Mr. Kruzal's question regarding material used for liner, Mr. Bailey explained portions will be concrete and part of the existing liner will be reworked using a heavier clay liner. Mr. Bailey stated that concrete is not necessarily superior to clay in this situation.

Thereupon, Mr. Kruzel asked if this liner would need to be washed out. Thereupon, Mr. Bailey responded affirmatively and the plan is to use recycled disinfected wastewater.

Thereupon, at 7:19 p.m. Mayor Ramsey asked for any additional public comments.

Thereupon, at 7:19 p.m. Mayor Ramsey asked representatives of KDHE if they wish to comment.

There being no one else to address the Governing Body on the Kansas Water Pollution Control Revolving Loan Fund Assistance Program the Mayor closed the Public Hearing at 7:20 p.m.

Structure Condemnations

Thereupon, the Mayor opened a Public Hearing regarding Structure Condemnations at 709 N. Main, 503 S. Hickory, 803 S. Poplar, and 810-812 S. Cedar.

Thereupon, the Governing Body heard from Bob Green, Attorney, representing the Noel Douglas properties located at 503 S. Hickory, 803 S. Poplar, and 810-812 S. Cedar. Mr. Green asked the Governing Body to consider a 6-month delay in condemnation of these properties so that Mr. Douglas might have an opportunity to sell the properties as is.

Thereupon, the Governing Body heard from Jim Grogan, Lisa Seymour, Damon Wallace, Joe Geist, Freon Hollinger, Walt Dengel, Jerry Wallace, Margo Seymour, and Planning & Zoning Director John Merrell who spoke in favor of the properties moving forward in the condemnation process as soon as is legally possible.

There being no one else to speak to the Governing Body regarding the structures mentioned for condemnation, the Mayor closed the Public Hearing.

Resolution – Re-adopt the Neighborhood Revitalization Program

Thereupon, there was presented a resolution to re-adopt the Neighborhood Revitalization Program and add to the Central Business District (defined as 1400 block of N. Mulberry and N. Sycamore). Thereupon, Commissioner Jackson made a motion, seconded by Commissioner Henningsen, to adopt the resolution. Thereupon, 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. 1126-01.

Resolution – Filing of Application KDHE – Loan Under the Kansas Water Pollution Control Revolving Act

Thereupon, there was presented a resolution authorizing Scott Lambers, City Manager, to file an application with the Kansas Department of Health and Environment for a loan under the Kansas Water Pollution Control Revolving Fund Act (K.S.A. 1988 Supp. 65-3321 through 65-3329). Thereupon, Commissioner Fleer made a motion, seconded by Commissioner Gillette, to adopt this resolution to authorize Scott Lambers, City Manager, to file the application with Kansas Department of Health and Environment. Thereupon, 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. 1127-01.

Ordinance – Amending Article XXVI, Additional Height Area & Use Regulations, Zoning

Thereupon, the Governing Body reviewed an ordinance to amend Article XXVI, Additional Height Area & Use Regulations, Ordinance 2933-90, the Zoning Ordinance for the City of Ottawa, Kansas. Thereupon, Commissioner Henningsen made a motion, seconded by Commissioner Jackson, to adopt the ordinance to amend Article XXVI, Additional Height Area & Use Regulations, Ordinance 2933-90, the Zoning Ordinance. Thereupon, 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. 3370-01.

Ordinance – Standard Traffic Ordinance for Kansas Cities – 2001 Edition

Thereupon, there was presented an ordinance regulating traffic within the corporate limits of the City of Ottawa; incorporating by reference the limits of the City of Ottawa; incorporating by reference the “Standard Traffic Ordinance for Kansas Cities,” edition of 2001, with certain omissions, changes and additions; prescribing additional regulations; providing certain penalties and repealing Ordinance No. 3349-00. Thereupon, Commissioner Fleer made a motion, seconded by Commissioner Gillette, to adopt this ordinance. Thereupon, 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. 3371-01.

Resolution – Requesting KDOT Revise Functional Classification Map for Streets

Thereupon, there was presented a resolution requesting the Kansas Department of Transportation to revise the Functional Classification Map for Streets in the City of Ottawa, Kansas. Thereupon, Commissioner Gillette made a motion, seconded by Commissioner Jackson, to adopt this resolution requesting KDOT revise the Functional Classification Map for Streets. 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 1128-01.

Board and Commission Appointments

Thereupon, due to resignations from the Planning Commission and Tree Board, Commissioner Henningsen made a motion, seconded by Commissioner Jackson, to appoint Ms. Vicky McCurdy to the Planning Commission (unexpired term which expires 2002), and Mr. John Heckert to the Tree Board (unexpired term which expires 2004). The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the appointments to the Planning Commission and Tree Board duly approved.

Acceptance of 2000 City Audit and Firemen’s Relief Association

Thereupon, Commissioner Jackson made a motion, seconded by Commissioner Henningsen, to accept the 2000 City Audit and Firemen’s Relief Association. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the 2000 City Audit and Firemen’s Relief Association duly accepted.

Acceptance of Agler & Gaeddert Chartered to perform the 2001 and 2002 Audit

Thereupon, Commissioner Gillette made a motion, seconded by Commissioner Henningsen, to accept the Agler & Gaeddert Chartered proposal to perform the 2001 and 2002 Audits. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the proposal from Agler & Gaeddert Chartered to perform the 2001 and 2002 Audit duly accepted.

Health Insurance Renewal

Thereupon, Commissioner Henningsen made a motion, seconded by Commissioner Jackson, to approval the renewal by the City's current health care provider for an increase in health insurance rates of 39% with the current retention level. The health care provider proposed a \$5,000 increase in retention will result in a lesser increase of 27%. This increase will be paid for by an increase in dependent health care premium rates. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the renewal of health insurance with the City of Ottawa current provider duly accepted.

May 2001 – Monthly Financial and Activity Report

Thereupon, Commissioner Jackson made a motion, seconded by Commissioner Gillette, to accept the Monthly Financial and Activity Report for the month of May 2001. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the Monthly Financial and Activity Report for May 2001 duly approved.

Reports by City Commission

Thereupon, Commissioner Henningsen stated the Vision Program application is ready and the Vision Program members encourage members of the community to get involved in this program. Thereupon, Mayor Ramsey added his encouragement to the community and stated this is an opportunity to be involved.

Announcements

Thereupon, the Mayor announced:

1. There will be a Special Call Meeting on July 23, 2001, at 3 p.m. to approve the minutes of the Regular Meeting on July 18, 2001, (State of Kansas Revolving Loan Fund). The Regular Work Study Session will immediately follow.
2. There will **not** be a Work Study Session on July 30, 2001.
3. There will be a Work Study Session on August 2, 2001, at 6 p.m. (Budget)
4. There will be a Work Study Session on August 6, 2001, at 3 p.m. (Budget)
5. There will be a Work Study Session on August 13, 2001, at 3 p.m. (Budget) *tentative*
6. City Commission Pictures will be taken on August 15, 2001, at 9 a.m.

Adjournment

There being no further business to come before the Governing Body, it was moved and seconded to adjourn the meeting. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the meeting duly adjourned.

Scott D. Bird, City Clerk

SPECIAL CALL

OTTAWA, KANSAS

Minutes of

July 23, 2001

The City Governing Body met in a Special Call meeting in the small Conference Room, on the first floor of City Hall, 101 S. Hickory, at 3 p.m. this date with the following members present and participating to wit: Mayor Ramsey, Commissioner Henningsen, Commissioner Fleer, Commissioner Jackson, and Commissioner Gillette present. A quorum was present.

The Mayor called the meeting to order and declared that the purpose of this meeting is to consider issues involved in the new wastewater treatment plant.

Approval of Public Meeting Minutes

Thereupon, Commissioner Gillette made a motion, seconded by Commissioner Henningsen, to approve the Public Meeting Minutes of July 2, 2001. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the Public Meeting Minutes of July 2, 2001, duly approved with noted corrections.

Approval of Regular City Commission Meeting Minutes

Thereupon, Commissioner Jackson made a motion, seconded by Commissioner Gillette, to approve the Regular Meeting Minutes of July 18, 2001, with corrections. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the Regular Meeting Minutes of July 18, 2001, duly approved.

Authorization to Submit Wastewater Design memorandum to KDHE

Thereupon, Commissioner Fleer made a motion, seconded by Commissioner Jackson, to authorize City Manager Scott Lambers to submit the Wastewater Design memorandum to the Kansas Department of Health and Environment. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the authorization for City Manager Scott Lambers to submit the Wastewater Design memorandum to the Kansas Department of Health and Environment duly approved.

July 23, 2001

Adjournment

There being no further business to be considered involving the Wastewater Treatment Plant issue at this time, at approximately 3:05 p.m., Commissioner Jackson made a motion, seconded by Commissioner Gillette, to adjourn the meeting. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the meeting duly adjourned.

Scott D. Bird, City Clerk

July 23, 2001

STUDY SESSION MINUTES

OTTAWA, KANSAS

Minutes of July 23, 2001

The City Governing Body met at 3:05 p.m. in the Study Session Room, First Floor, City Hall, 101 S. Hickory, this date with the following members present and participating to wit: Mayor Ramsey, Commissioner Henningsen, Commissioner Fleer, Commissioner Jackson, and Commissioner Gillette. A quorum was present.

The Mayor called the meeting to order and asked for Public Comments.

Public Comments

None offered at this time.

Review of Study Session Minutes

Thereupon, Commissioner Henningsen made a motion, seconded by Commissioner Jackson, to accept the Work Study Session Minutes of July 9, 2001, and July 16, 2001, as presented. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the Work Study Session Minutes of July 9, 2001, and July 16, 2001, duly approved as presented.

Review of Agenda

Thereupon, the Governing Body reviewed the tentative agenda for August 1, 2001.

2002 Budget Review – Utility Funds

Thereupon, the Governing Body heard from City Manager Scott Lambers regarding his recommendations for the 2002 Budget considering the Water Fund, Wastewater Fund, and Electric Fund. Thereupon, Utility Director Jim Bradley asked for additional funding for Capital Improvement items and the Governing Body agreed to an additional \$50,000 for a 30-foot by 50-foot maintenance shop garage at the Water Plant.

July 23, 2001

Condemnation and Demolition of Unsafe Structures

Thereupon, the Governing Body reviewed a memo from Planning and Zoning Director John Merrell, which outlines a timetable, for condemnations of 803 S. Poplar, 810-812 S. Cedar, 503, S. Hickory, and 709 N. Main. The timetable is as follows:

August 2, 2001	Resolution to condemn signed
August 17, 2001	Bids to remove structures are due
August 27, 2001	Bids presented to City Commission
September 5, 2001	Bids approved by City Commission

Thereupon, legal counsel for Mr. Noel Douglas, Mr. Robert Green, presented an argument that there was a defect in the notice procedure and asked for an additional 30 days before condemnations proceed in exchange for a waiver of this defect. Thereupon, City Attorney Bob Bezek argued that the defect was easy to overcome and saw no reason that the Governing Body couldn't proceed.

Thereupon, the Governing Body discussed this issue at great length and agreed to proceed. However, they encouraged Mr. Green to continue the process to dispose of these properties with the intent that they are torn down by the new owners.

Ottawa University Homecoming Parade Request

Thereupon, the Governing Body reviewed a request from Ottawa University Director of Activities Amy Moore to host the Ottawa University Homecoming Parade on Friday, October 26, 2001, at 6 p.m. The Governing Body considered this request and granted its approval.

Request from Friends of Historical Buildings

Thereupon, the Governing Body reviewed a letter from Ms. Mattie Perry, President of the Friends of Historical Buildings, Inc., requesting "The Friends" be allowed to tie yellow ribbons on trees to the North and East of the former Ottawa Middle School to show support for the renovation of this building. Ribbons would be on trees between the sidewalks and 5th and Main Street. The Governing Body considered this request and denied it.

Request from Franklin County Historical Society

Thereupon, the Governing Body reviewed a letter from Deborah Barker, Director of the Franklin County Historical Society, to install a new sign that would be visible from Main Street and the K-68 overpass. Thereupon, it was noted that the placement of the sign is partially in City right-of-way. Thereupon, the request was denied.

Request from Power of the Past Committee

Thereupon, the Governing Body reviewed a letter from Mr. Richard Mullins, President of Power of the Past Committee, requesting the Parade of Power be allowed to be conducted on Forest Park roadways and that the roadways be closed for this hour long event for each day of the Power of the Past weekend scheduled for September 7th, 8th, and 9th. The Governing Body reviewed this request and asked for additional information, specifically that no steel wheels be allowed on the roadway.

Corridor Management Plan

Thereupon, the Governing Body reviewed a request from the Kansas Department of Transportation for a Corridor Management Agreement for access to the K-68 Highway, east of Ottawa. The City Manager recommended that this request be denied and City Attorney Bob Bezek concurred with the City Manager's recommendation. Thereupon, the Governing Body agreed by consensus to deny this request.

Open Agenda

Thereupon, Commissioner Gillette inquired of the status of the 59-Highway Improvement.

Thereupon, Commissioner Jackson inquired of the Vision applications. It was noted that only 3 had been received at this time.

Announcements

Thereupon, the Mayor announced:

1. There will be a Joint City Commission/Planning Commission meeting on July 26, 2001, at noon in the City Commission Room.
2. There will **not** be a Work Study Session on July 30, 2001.
3. There will be a Work Study Session on August 1, 2001, at 6 p.m.

Adjournment

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

Scott D. Bird, City Clerk

July 23, 2001

City Commission/Planning Commission

Special Call Meeting Minutes

Ottawa, Kansas

July 26, 2001

The City Governing Body met in Special Session at Noon this date with the following members present and participating to wit: Mayor Ramsey, Commissioner Gillette, Commissioner Jackson, and Commissioner Fler. Commissioner Henningsen was absent. A quorum was present.

The purpose of this meeting was to visit with the Planning Commission and discuss the Vision Plan.

Thereupon, the Governing Body heard from Vision Chairman Blaine Finch who described the make up of the steering committee, the sub committees, and the vision process.

Thereupon, the Governing Body discussed with the Planning Commission, ways to keep lines of communication between the two bodies open and discussed the possibility of meeting on a quarterly basis.

Adjournment

Thereupon, there being no further business to come before the Governing Body, the Joint Meeting between the City Commission and Planning Commission was duly adjourned at 1 p.m.

Scott D. Bird, City Clerk

July 26, 2001

City Commission
Regular Meeting Minutes
Ottawa, Kansas
August 1, 2001

The City Governing Body met at 7 p.m. this date with the following members present and participating to wit: Mayor Ramsey, Commissioner Henningsen, Commissioner Jackson, Commissioner Fleer, and Commissioner Gillette. A quorum was present.

Thereupon, the Mayor called the meeting to order and welcomed the Chamber audience. Thereupon, the Mayor led the Pledge of Allegiance to the American flag and the Invocation was given by Rev. Leroy Rayson.

Agenda Approval

Thereupon, Commissioner Gillette made a motion, seconded by Commissioner Jackson, to approve the agenda as presented with the exception of Item 18, (Monthly Financial and Activity Reports – June 2001), which shall be deferred to the next regular meeting.

Review of Minutes

Thereupon, City Manager Scott Lambers reminded the Governing Body that the previous minutes had been approved at a Special Call Meeting as part of the Wastewater Treatment Plant project.

Public Comments

There were no public comments offered at this time.

Public Hearing

Thereupon, the Mayor opened a public hearing at 7:04 p.m. to consider the 2002 Budget.

Thereupon, City Manager Scott Lambers explained that the Governing Body had implemented this mid-session budget review for the public to allow more input on the City's Budget. He further explained the Governing Body will review the Budget in its entirety on August 6, 2001, and will approve the Budget for publication at that time.

August 1, 2001

Thereupon, Commissioner Jackson stated this is one of the most important things the Governing Body does and it is unfortunate more public doesn't participate in the process.

There being no further comments regarding this issue the Mayor closed the Public Hearing at 7:07 p.m.

New Business

Condemnation – 810-812 S. Cedar

Thereupon, there was presented a resolution to condemn an unsafe and dangerous structure located at 810-812 S. Cedar in the City of Ottawa, Kansas. Thereupon, Commissioner Jackson made a motion, seconded by Commissioner Gillette, to approve the resolution.

During discussion it was explained that the City Commission had previously approved a calendar of events for the completion of the current condemnation proceedings for 810-812 S. Cedar. The adopted calendar called for a public hearing at the regular meeting on July 18, 2001, where the Governing Body decided to continue the process that was previously discussed. The next step in this process is the adoption of this resolution to condemn each of the properties. 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. 1129-01.

Condemnation – 709 N. Main

Thereupon, there was presented a resolution to condemn an unsafe and dangerous structure located at 709 N. Main in the City of Ottawa, Kansas. Thereupon, Commissioner Gillette made a motion, seconded by Commissioner Jackson, to adopt the resolution.

During discussion it was explained this structure had gone through the same steps as previously mentioned on Bill No. 2001-79. 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. 1130-01.

August 1, 2001

Condemnation – 503 S. Hickory

Thereupon, there was presented a resolution to condemn an unsafe and dangerous structure located at 503 S. Hickory in the City of Ottawa, Kansas. Thereupon, Commissioner Fleer made a motion, seconded by Commissioner Gillette, to adopt the resolution. 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. 1131-01.

Condemnation – 803 S. Poplar

Thereupon, there was presented a resolution to condemn an unsafe and dangerous structure located at 803 S. Poplar in the City of Ottawa, Kansas. Thereupon, Commissioner Henningsen made a motion, seconded by Commissioner Fleer, to adopt the resolution. 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. 1132-01.

Monthly Financial and Activity Reports – June 2001

This item was deferred to the meeting of August 15, 2001.

Announcements:

Thereupon, the Mayor announced:

1. There will be a Work Study Session on August 6, 2001, at 3 p.m.
2. There will be a Work Study Session on August 13, 2001, at 3 p.m.
3. There will be a Joint City/County/School Meeting on August 15, 2001, at noon in the City Commission Room as City Hall.
4. There will be a Work Study Session on August 20, 2001, at 4 p.m.
5. There will be a Work Study Session on August 27, 2001, at 4 p.m.

NEXT REGULAR MEETING: AUGUST 15, 2001, AT 9:30 A.M.

Adjournment

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

Scott D. Bird, City Clerk
August 1, 2001

STUDY SESSION MINUTES

OTTAWA, KANSAS

Minutes of August 1, 2001

The City Governing Body met at 6 p.m. this date with the following members present and participating to wit: Mayor Ramsey, Commissioner Jackson, Commissioner Gillette, Commissioner Fleer, and Commissioner Henningsen. A quorum was present.

The Mayor called the meeting to order and asked for public comments.

Public Comments

Thereupon, Ms. Annette Paugh stated she had asked for an investigation on one of the Police Officers and has yet to hear from the investigating officer. Thereupon, Chief Herrman explained the investigating officer was finished with his investigation and was waiting for contact from Ms. Paugh. He further stated contact would be made as soon as possible.

Review of Regular Meeting Agenda

Thereupon, the Governing Body reviewed the Regular Meeting agenda for August 1, 2001.

2002 Budget

Thereupon, the Governing Body reviewed with City Manager Scott Lambers and City Clerk Scott Bird the Miscellaneous Funds as prepared for the 2002 Budget.

Friends of the Airport

Thereupon, the Governing Body reviewed a memo from Public Works Director Andy Haney in response to a request by the Friends of the Airport for the City to apply for an AWOS Grant, which would be a 50/50 share with the City. Cost to the City will be between \$38,000 to \$50,000. It was noted in Mr. Haney's memo that no funding for such improvement had been included in the 2001 Budget. Thereupon, Commissioner Fleer made a motion, seconded by Commissioner Henningsen, to apply for the grant.

During discussion Commissioner Gillette stated he would not be voting in favor of this given the fact that the City is not budgeted for the match on this application, and in his opinion, other items are more important to the airport. The motion was considered and upon being put, failed by the following vote: (4-1) Commissioner Gillette nay, Commissioner Jackson nay, Commissioner Henningsen nay, Commissioner Fleer aye, and Mayor Ramsey nay. Thereupon, the Mayor declared the motion duly defeated.

August 1, 2001

Fairway Vista – Building Permits

Thereupon, the Governing Body reviewed a letter from Mr. Dan Bloom, the developer of the Fairway Vista project, requesting building permits on the Augusta Lane portion of the Fairway Vista project. The Governing Body considered Mr. Bloom's request and granted its approval.

Condemnation – Round 2

Thereupon, the Governing Body heard from Planning Director John Merrell who recommended condemnation proceedings begin on 815 S. Pecan, 101 Cedar, 320 E. 2nd, 722 N. Mulberry, 823 N. Hickory, and 511 W. 2nd. The Governing Body reviewed pictures of these locations and authorized staff to proceed.

National League of Cities – Amendments to the National Municipal Policy

Thereupon, the Governing Body agreed to defer this item to the next regular meeting.

Monthly Financial and Activity Report – June

Thereupon, the Governing Body deferred this to the next Study Session.

Adjournment

There being no further business to come before the Governing Body during the Study Session Commissioner Jackson made a motion, seconded by Commissioner Gillette, to adjourn the meeting. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the meeting duly adjourned.

Scott D. Bird, City Clerk

August 1, 2001

STUDY SESSION MINUTES

OTTAWA, KANSAS

Minutes of August 6, 2001

The City Governing Body met at 3:30 p.m. in the Study Session Room, First Floor, City Hall, 101 S. Hickory, this date with the following members present and participating to wit: Mayor Ramsey, Commissioner Henningsen, Commissioner Fleer, Commissioner Jackson, and Commissioner Gillette. A quorum was present.

The Mayor called the meeting to order and asked for public comments.

Public Comments

Thereupon, the Governing Body heard from Ms. Angela Perryman, representing the Ottawa Community Arts Council, who presented a letter to the Governing Body and asked the City to consider funding \$4,000 for a security system at the Carnegie Building and that the City further consider assistance on an annual basis with utility cost at the Carnegie Building.

Thereupon, after some discussion it was decided the Police Department would send an officer trained in security systems to the Carnegie Building to investigate the possibility of utilizing the alarm system which is currently located at the Carnegie Building and to further investigate any other possibilities which might need to be utilized. In regards to the utility request the Mayor reminded Ms. Perryman that the building is being leased from the City at a minimal cost of \$1.00 per year.

Thereupon, the Governing Body heard from Mr. Pete Cearfoss who asked to use Haley Park for a "rally" to recognize the Ottawa American Legion Baseball Team State Champions and further asked for funding to help the team go to the Midwest Regional Baseball Tournament. Thereupon, the Mayor suggested that \$500 be donated towards this cause. The Governing Body agreed by consensus and agreed to the use of Haley Park.

Thereupon, the Governing Body heard from Ms. Karen McAdoo, representing KOFO Radio, who asked that the Governing Body help with advertising cost up to \$300 in support of broadcasting the Midwest Regional Games in Wisconsin. The Governing Body agreed by consensus to the \$300 request.

Review of Minutes

Thereupon, the Governing Body reviewed and accepted the Work Study Session Minutes of July 23, 2001.

August 6, 2001

2002 Budget – All Funds

Thereupon, the Governing Body reviewed the 2002 Budget and agreed to proceed with a Public Hearing on August 20, 2001, and a Special Call Meeting to be conducted at 3:30 p.m. that date to conduct this hearing and adopt the budget. The Governing Body further decided additional Capital Expenditures would include mud tracks for the Public Works Department at \$2,000; garage doors at the Fire Station at \$10,400; a Power Point Projector and lap top in the amount of \$6,500 to be expended from the Technology Fund, diversity programming in the amount of \$2,500 will be utilized as suggested by Commissioner Jackson.

Request to Use Ottawa Municipal Auditorium – Daydream Foundation, Inc.

Thereupon, the Governing Body reviewed a request from Mr. Todd Scott, Secretary of the Daydream Foundation, Inc., and asked that this item be brought back to the Governing Body at a later date with additional information.

Sidewalk Improvement Project – 317 S. Maple

Thereupon, the Governing Body reviewed a letter from Mr. and Mrs. Edward Alterman requesting to be included in the sidewalk program in the 300 block of South Maple. The Governing Body reviewed this request and agreed to its approval.

Parking Restrictions – 400 Block South Sycamore

Thereupon, the Governing Body reviewed a memo from Fire Chief Jeff Carner and Public Works Director Andy Haney recommending an ordinance which will prohibit parking on the east side of the 400 block of South Sycamore. It was noted that the Fire Chief had conducted a survey of the area and a majority of the neighborhood had preferred restricted parking on the east side rather than on the west side of this street. The Governing Body agreed to place this item on the agenda for August 15, 2001.

George Butler & Associates (GBA) Proposed Study – K-68 Gravity and Force Main Sewer

Thereupon, the Governing Body reviewed a recommendation to hire George Butler & Associates to study and design the K-68 Gravity and Force Main Sewer. The Governing Body reviewed this requested and agreed to its approval. It was noted this project will be approximately \$600,000 upon final completion.

15th Street Bridge Improvement

Thereupon, the Governing Body reviewed a recommendation to authorize an application to the Kansas Department of Transportation for federal funding and to negotiate with Cook, Flatt & Strobel to be retained as the design consultant engineer for this project. Thereupon, the Governing Body agreed to proceed with the design engineering of the 15th Street Bridge Project.

National League of Cities – Amendments to the National Municipal Policy

Thereupon, the Governing Body reviewed the National League of Cities amendments and agreed to send their concerns to the National representatives.

Monthly Financial and Activity Reports – June 2001

Thereupon, the Governing Body reviewed the Monthly Financial and Activity Reports for June 2001, and agreed to place this item on the August 15, 2001, agenda.

Joint Meeting

Thereupon, City Manager Scott Lambers noted he had been contacted by Mr. Lou Atherton and requested that the Governing Body, along with the County Commission, and School Board meet with the Rotarians during the August 15, 2001, noon meeting. The Rotarians are hosting a Japanese Ambassador who will be speaking to the group and have invited leaders from the community to participate in this activity. It was agreed to move the Joint Meeting to the Ottawa University Student Union, second floor, so the Governing Body can participate.

Announcements

Thereupon, the Mayor announced:

1. There will be a Work Study Session on August 13, 2001, at 4 p.m.
2. The City Commission Photo Session will be on August 15, 2001, at 9 a.m.
3. There will be a City Commission Meeting on August 15, 2001, at 9:30 a.m.
4. There will be a Joint City/ County/School Meeting on August 15, 2001, at noon, at Ottawa University.

Adjournment

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

Scott D. Bird, City Clerk

August 6, 2001

STUDY SESSION MINUTES

OTTAWA, KANSAS

Minutes of August 13, 2001

The City Governing Body met at 4 p.m. this date with the following members present and participating to wit: Mayor Ramsey, Commissioner Jackson, Commissioner Gillette, and Commissioner Henningsen. Commissioner Fleer was absent. A quorum was present.

The Mayor called the meeting to order and asked for public comments.

Public Comments

None offered at this time.

Review of Minutes

Thereupon, the Governing Body reviewed the following minutes: July 23, 2001, Special Call; July 26, 2001, City Commission/Planning Commission Special Call; August 1, 2001, Regular Study Session; August 1, 2001, Regular City Commission Minutes, and August 6, 2001, Regular Study Session. Thereupon, the above-mentioned minutes were approved with a correction to the July 26, 2001, City Commission/Planning Commission Special Call identifying Blaine Finch as the Vision Chairman.

Review of Agenda

Thereupon, the Governing Body reviewed the tentative agenda for August 15, 2001.

Request to Use Ottawa Municipal Auditorium – Daydream Foundation, Inc.

Thereupon, the Governing Body reviewed a request from Mr. Todd Scott, representing the Daydream Foundation, Inc., to use the Municipal Auditorium free of charge to conduct a fundraiser for the Daydream Foundation, Inc. Thereupon, Mr. Scott explained the Daydream Foundation, Inc. provides monies to children in need. They have provided funds for violin lessons, boy scout camp, etc. Thereupon, the Governing Body agreed to allow the Daydream Foundation, Inc. to use the Ottawa Municipal Auditorium to be coordinated with Auditorium Director Dick Smith.

August 13, 2001

2002 CIP – New Electric Sub-Station Project – Master Plan Study

Thereupon, the Governing Body heard from City Manager Scott Lambers who recommended authorization to proceed in a study, which will provide information for the anticipated electric sub-station project. The City Manager explained this will be a project in value between 1.5 and 2 million dollars upon completion, but that it is important to the City's long term, well being. Thereupon, the Governing Body reviewed this request and authorized staff to proceed to solicit bids for the Master Plan update.

2002 CIP – New Police Station/Municipal Court Building Bid Specification

Thereupon, the Governing Body heard from Mr. Earl Devore, Architect who reviewed the Police Station project noting that the overall building size has been reduced by 6,768 square feet from the original proposal, as presented to the Governing Body on May 15, 2000. The Governing Body authorized the City Manager to proceed with the bid specification preparation on this project.

2002 CIP – Cedar Street Improvement

Thereupon, the Governing Body reviewed a recommendation to request qualifications be sent to selected engineering firms that have experience with street projects for the engineering design on the Cedar Street project, 1st through 15th Street. Thereupon, the Governing Body authorized the solicitation for requests of qualification.

Proclamation – American Legion State Championship

Thereupon, the Governing Body agreed to place a proclamation recognizing the American Legion AA State Champions on the August 15, 2001, agenda.

Proclamation – Bethany Chapel Baptist Church

Thereupon, the Governing Body reviewed a proclamation recognizing Bethany Baptist Church on their 134th Anniversary and agreed to place this item on the Regular Agenda for August 15, 2001.

Local Law Enforcement Block Grant

Thereupon, the Governing Body heard from Police Chief Jeff Herrman who explained that this grant is a dual agency grant. However, Sheriff Davis has bowed out and asked that some of the equipment be utilized for the joint STAR Team. The Chief explained an advisory meeting had been conducted and the equipment list had been reviewed and suggested that a Public Hearing be conducted on August 15, 2001, to consider the City's participation in a \$12,550 grant of which the City would pay \$1,255. Total purchases recommended are \$12,835 (see list below). The City will pick up the balance. The Governing Body agreed to place this item on the agenda for August 15, 2001.

- 5 – New Eagle radio headsets
- 5 – Upgrades for radio headsets
- 1 – Digital camera-Epson 700
- 1 – Digital camera-Epson 750 w/lens kit
- 2 – Safes
- 2 – Shields
- 3 – Digital tape recorders
- 1 – Video system for van

One-Way Traffic and Parking Restriction in 500 Block of S. Poplar Street

Thereupon, the Governing Body reviewed a request from the Principal of Hawthorne School for one-way traffic in front of Hawthorne. Thereupon, the Governing Body reviewed an Ordinance as prepared by staff legislating one-way traffic from 5th to 6th on Poplar, with the direction permitted being North, and agreed to place this item on the agenda.

USD 290 Lease Agreement Renewal

Thereupon, the Governing Body reviewed a proposed lease renewal agreement between the City of Ottawa and USD 290 for the use of the former City Hall Building. Thereupon, the Governing Body agreed to place this item on the agenda for August 15, 2001.

Open Agenda

Thereupon, Commissioner Jackson introduced two applicants for the Youth Council, Ms. Mary Herrick and Mr. Anthony Underwood.

Thereupon, the Mayor explained that the Kansas Department of Health and Environment had approved the concepts and design for the new Wastewater Treatment Plant.

Announcements

Thereupon, the Mayor announced:

1. There will be City Commission pictures taken on August 15, 2001, at 9 a.m.
2. There will be a City Commission Meeting on August 15, 2001, at 9:30 a.m.
3. There will be a Joint City/County/USD 290 meeting on August 15, 2001, at noon, at the Ottawa University Student Union, in coordination with the Rotary Program.
4. There will be a Special Call meeting August 20, 2001, at 3:30 p.m.
5. There will be a Work Study Session on August 20, 2001, at 4 p.m.
6. There will be a Work Study Session on August 27, 2001, at 4 p.m.

Adjournment

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

Scott D. Bird, City Clerk

August 13, 2001

City Commission
Regular Meeting Minutes
Ottawa, Kansas
August 15, 2001

The City Governing Body met at 9:30 a.m. this date with the following members present and participating to wit: Mayor Ramsey, Commissioner Henningsen, Commissioner Jackson, Commissioner Fleer, and Commissioner Gillette. A quorum was present.

The Mayor called the meeting to order and welcomed the Chamber Audience, those viewing the Government Access Channel, and those listening to KOFO. Thereupon, the Mayor led the Pledge of Allegiance to the American flag and the Invocation was given by Rev. Leroy Rayson

Agenda Approval

Thereupon, Commissioner Gillette made a motion, seconded by Commissioner Jackson, to accept the agenda as presented with the addition of a second ordinance under Bill No. 2001-85. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the agenda duly approved with changes.

Approval of Minutes

Thereupon, the Governing Body considered the minutes of the Special Call meeting of July 23, 2001, July 26, 2001, and the Regular Meeting Minutes of August 1, 2001. Thereupon, it was noted that a correction had been made to the July 26, 2001, Special Call Meeting Minutes, and Commissioner Henningsen made a motion, seconded by Commissioner Gillette, to accept the minutes with corrections. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the minutes of July 23rd, July 26th, and August 1, 2001, approved.

Proclamation – Bethany Chapel Baptist Church

Thereupon, Commissioner Jackson read a proclamation recognizing Bethany Baptist Chapel Church for their 134 years serving the community of Ottawa.

Proclamation – 2001 State Championship American Legion AA Baseball Team

Thereupon, Mayor Ramsey read a proclamation recognizing the Ottawa American Legion AA Baseball Team for their State Championship Season.

August 15, 2001

Public Hearing

Thereupon, the Mayor opened a Public Hearing to consider a Local Law Enforcement Block Grant from the US Department of Justice, which will provide up to \$11,295 from the federal program with a match of 10 percent by the City. Chief Herrman explained this is the fourth in a series of grants and that while this grant was designed to be split between the Police Department and the Sheriff's Department, the Franklin County Sheriff had agreed that the Police Department could apply for the entire amount.

There being no further comments regarding this issue the Mayor closed the Public Hearing.

Vehicle Restrictions – 400 Block of S. Sycamore Street

Thereupon, there was presented an ordinance providing further regulation of vehicular and pedestrian traffic, including designation of parking restrictions within the City of Ottawa, Kansas, for the 400 Block of S. Sycamore Street. Thereupon, Commissioner Henningsen made a motion, seconded by Commissioner Fleer, to adopt the ordinance.

During discussion it was explained this ordinance had been requested by the Fire Chief and effected citizens in the area had been polled as to which side of the street they would prefer to have restricted. The majority of the residents identified the east side as their preference. 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. 3371-01.

Parking Restrictions – 500 Block S. Poplar Street

Thereupon, there was presented an ordinance providing for the regulation of vehicular pedestrian traffic, including designation of parking restrictions within the City of Ottawa, Kansas, for the 500 Block of S. Poplar Street.

There was also presented an ordinance providing for the regulation of vehicular and pedestrian traffic, by designating various streets and alleys for one-way use. That is, one-way use from 5th to 6th Street on S. Poplar Street, with the direction permitted as North.

Thereupon, Commissioner Jackson made a motion, seconded by Commissioner Gillette, to adopt the ordinances. During discussion it was explained that these ordinances as requested by the Principal of Hawthorne School are intended to control traffic and parking in front of the school. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the ordinances duly adopted and the ordinances were duly numbered Ordinance No. 3373-01, and Ordinance 3374-01.

Old City Hall Building – USD 290 Lease Agreement Renewal

Thereupon, there was presented a lease agreement renewal with USD 290 for the old City Hall Building. Thereupon, Commissioner Henningsen made a motion, seconded by Commissioner Jackson, to approve the agreement.

During discussion it was explained that this agreement with USD 290 would establish a month-to-month lease of the former City Hall Building located at 4th & Walnut with a 30-day termination notice by either party. The existing terms of the current lease remain in effect. The renewal goes into effect September 1, 2001. The motion was considered and upon being put, passed by the following vote: Commissioner Henningsen aye, Commissioner Jackson aye, Commissioner Gillette aye, Commissioner Fleer nay, and Mayor Ramsey aye. Thereupon, the Mayor declared the agreement duly adopted by a 4-1 vote.

Monthly Financial and Activity Reports – June 2001

Thereupon, there was presented the Monthly Financial and Activity Reports for the month of June 2001. Thereupon, Commissioner Gillette made a motion, seconded by Commissioner Jackson, to accept the Monthly Financial and Activity Reports for the Month of June 2001. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the motion duly approved.

Open Agenda

Thereupon, Commissioner Jackson recognized Ms. Mary Herrick in attendance as a potential Youth Delegate.

Thereupon, Commissioner Fleer expressed concerns from citizens about Fire Department personnel working in long pants during the hot summer months. Commissioner Fleer further stated she is not in favor of a 3 million dollar Police Station and asked that other alternatives be looked at. That is, the possibilities of using the old City Hall Building and or the old Safeway Building to be explored. She further stated she believed the public should have a right to vote on this issue.

Reports by Mayor

Thereupon, Mayor Ramsey recognized and congratulated the Ottawa Police Department for a successful D.A.R.E. Camp, which was just completed.

Announcements

Thereupon, the Mayor announced:

1. There will be a Special City Commission Meeting on August 20, 2001, at 3:30 p.m. (2002 Budget Public Hearing and Budget adoption). Regular Work Study Session will immediately follow.
2. There will be a Work Study Session on August 27, 2001 at 4 p.m.
3. There will not be a Work Study Session Meeting on September 2001. (Labor Day)
4. There will be a Joint Meeting with USD 290/County/City Commission and Rotarians today at noon.
5. There will be a Work Study Session September 5, 2001, at 6 p.m.

NEXT REGULAR MEETING: SEPTEMBER 5, 2001, AT 7 P.M.

Adjournment

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

Bonita Nicewander, Asst. City Clerk

August 15, 2001

City Commission
Special Call - Meeting Minutes
Ottawa, Kansas
August 20, 2001

The City Governing Body met in Special Session at **3:30 p.m.** this date with the following members present and participating to wit: Mayor Ramsey, Commissioner Henningsen, Commissioner Jackson, Commissioner Fleer, and Commissioner Gillette. A quorum was present.

Thereupon, the Mayor called the meeting to order and opened a Public Hearing to consider the 2002 Budget.

During discussion Mr. Archie McGehee, 1147 S. Main expressed his disapproval over the Police Station at 3 million dollars as included in the CIP. Thereupon, City Manager Scott Lambers explained the CIP is adopted as part of the budget; however, the authorization for the project is not in place yet.

Thereupon, Ms. Cecilia McGehee asked if the air conditioning for the Ottawa Recreation Commission was still included as a part of the budget. Thereupon, the City Manager responded affirmatively.

There being no further comments from the public, the Mayor closed the Public Hearing.

Ordinance - Budget Approval 2002

Thereupon, there was presented an ordinance appropriating the amounts provided in each fund in the budget for the Year 2002: providing for the payment of all claims and charges against the funds provided for therein; and approving and ratifying the payment of all claims against the accounts for the Year 2002; and establishing the amount of ad valorem tax to be levied in 2001 for Budget Year 2002, for the City of Ottawa, Kansas.

Thereupon, Commissioner Gillette made a motion, seconded by Commissioner Jackson, to adopt the ordinance.

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. 3375-01.

Ordinance – Possible Increase in Taxes Levied for Budget Year 2002

Thereupon, there was presented an ordinance attesting to the possible increase in taxes levied for Budget Year 2002 necessary to finance public services for the City of Ottawa, Kansas. Thereupon, Commissioner Jackson made a motion, seconded by Commissioner Henningsen, to adopt the ordinance.

August 20, 2001 (3:30 p.m.)

City of Ottawa
Special Meeting Minutes
August 20, 2001
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During discussion it was explained State Law requires this ordinance when the tax levy exceeds the previous levy. Thereupon, 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. 3376-01.

Resolution – 2002 Cost of Living

Thereupon, there was presented a resolution implementing the Year 2002 Cost of Living Adjustment (COLA) and merit adjustments for all regular full time employees of the City of Ottawa. Thereupon, Commissioner Fleer made a motion, seconded by Commissioner Jackson, to adopt the resolution.

During discussion it was explained the City Commission annually adopts the resolution implementing the Cost of Living Adjustments contained in the upcoming 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. 1133-01.

Retail Cereal Malt Beverage License (CMB) – Chalk It Up – 128 S. Main

Thereupon, there was presented a retail cereal malt beverage license application for Chalk It Up located at 128 S. Main. Thereupon, Commissioner Henningsen made a motion, seconded by Commissioner Fleer, to approve the application. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the application duly approved.

Adjournment

There being no further business to come before the Governing Body during this Special Call Meeting, Commissioner Fleer made a motion, seconded by Commissioner Gillette, to adjourn the meeting. The motion was considered and upon being put, all present voted aye. Thereupon, the meeting was duly adjourned.

Scott D. Bird, City Clerk

August 20, 2001 (3:30 p.m.)

City Commission
Special Call - Meeting Minutes
Ottawa, Kansas
August 20, 2001

The City Governing Body met in Special Session at **7:30 p.m.** this date with the following members present and participating to wit: Mayor Ramsey, Commissioner Henningsen, Commissioner Jackson, Commissioner Fler, and Commissioner Gillette. A quorum was present.

The Mayor called the meeting to order and stated the purpose of this meeting is to discuss non-elected personnel.

Recess – Executive Session

Thereupon, Commissioner Fler made a motion, seconded by Commissioner Jackson, to recess into Executive Session for a period of 10 minutes and to reconvene at 7:40 p.m. in the same Work Study Session room. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the meeting duly recessed.

Reconvene

Thereupon, at 7:40 p.m. it was moved and seconded to reconvene. The motion was considered and upon being put, all present voted aye.

City Manager Resignation

Thereupon, City Manager Scott Lambers offered his resignation to the Governing Body to be effective September 19, 2001, so he may take a City Administrator's position in Leawood, Kansas. Thereupon, Commissioner Jackson made a motion, seconded by Commissioner Gillette, to reluctantly accept the City Manager's resignation.

During discussion the Governing Body expressed their appreciation for a job well done to City Manager Scott Lambers and congratulated him on receiving the position at Leawood.

Adjournment

There being no further business to come before the Governing Body Commissioner Henningsen 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.

Scott D. Bird, City Clerk
August 20, 2001 (7:30 p.m.)

STUDY SESSION MINUTES

OTTAWA, KANSAS

Minutes of August 20, 2001

The City Governing Body met at 4 p.m. this date with the following members present and participating to wit: Mayor Ramsey, Commissioner Jackson, Commissioner Gillett, Commissioner Fleer, and Commissioner Henningsen. A quorum was present.

The Mayor called the meeting to order and asked for public comments.

Public Comments

Thereupon, Mr. George Marstall thanked the Governing Body for their promptness in this year's budget adoption and asked when it would be filed with the Franklin County Clerk. Thereupon, it was stated that the certificate should be filed with the County Clerk as early as noon on August 21, 2001.

Public Building Commission

Thereupon, City Manager Scott Lambers outlined the process for the Public Building Commission development noting that USD 290 and the Ottawa Recreation Commission have each adopted a resolution expressing their respective support and participation in the formation of a Public Building Commission. The next step in the process is for the City Commission to adopt a similar resolution of support and participation. The Governing Body authorized staff to prepare such a resolution for review at the August 27, 2001, Work Study Session for consideration at the Regular City Commission meeting September 5, 2001.

Use of Haley Park

Thereupon, the Governing Body reviewed a request from Mr. and Mrs. Banzet requesting use of Haley Park for a Chamber of Commerce ribbon cutting ceremony. The Governing Body reviewed this request and granted its approval.

August 20, 2001

2004 KLINK Resurfacing Application

Thereupon, the Governing Body reviewed a request from Public Works Director Andy Haney who indicated he had completed an application for a KLINK resurfacing project for North Main; that is, US-59 Highway from Logan Street to the north city limit/RR bridge for fiscal Year 2004. The estimated project cost is \$221,000, which is a 50/50 cost share program making the City's share estimated at \$110,500. The Governing Body reviewed this request and authorized the Public Work Director to proceed with design for the project and to pay for this project from the Street Rehabilitation Fund.

Condemnations

Thereupon, the Governing Body heard from Planning and Zoning Director John Merrell who reviewed the timetable for upcoming condemnations for structures located at 320 E. 2nd, 511 W. 2nd, 101 S. Cedar, 823 N. Hickory, 722 N. Mulberry, and 815 Pecan. It was noted that a resolution to set a hearing date would be placed on the September 5, 2001, agenda, which will start the clock running. If approved, bids will be considered by December 19, 2001. The Governing Body reviewed this recommendation and granted approval to proceed.

Notice Public Hearing – Kennel-Aire, LLC

Thereupon, the Governing Body reviewed a recommendation from the City's Review Committee for a tax abatement for Kennel-Aire, LLC to set a public hearing date of September 5, 2001, for tax abatement request. The Review Committee also recommended the City Commission consider this 5-year, 75 percent tax abatement favorably, noting that the employment level set by Kennel-Aire, LLC is at 24. The Governing Body reviewed this request and authorized a public hearing be set for September 5, 2001.

Proclamation – Ottawa High School-Wall of Honor

Thereupon, the Governing Body reviewed a proclamation recognizing Ransom Bennett (OHS Class of 1941), Jack Davis (OHS Class of 1954), and John Feighner (OHS Class of 1955) for the Ottawa High School "Wall of Honor" Days. The Governing Body reviewed this request and agreed to place this proclamation on the September 5, 2001, agenda.

August 20, 2001

Open Agenda

Thereupon, Commissioner Gillette asked about the truck parking issue. Thereupon, City Clerk Scott D. Bird noted that his staff requested information from other communities and has received some response, which will be forwarded.

Thereupon, Commissioner Jackson noted there had been some problems at the Skateboard Park given the fact that there are no restroom facilities in the area. Thereupon, City Manager Scott Lambers suggested temporary facilities be contracted and located in this area noting this isn't the best solution, but is the best that can be done at this point in time.

Thereupon, Commissioner Jackson noted Governor Graves is supporting a sales tax on internet sales. Commissioner Jackson introduced Sam Smith as a potential Youth in Government member.

Thereupon, Commissioner Fler asked about the status of a complaint filed by Annette Paugh. Thereupon, Police Chief Jeff Herrman stated this is a personnel matter and his department is investigating.

Announcements

Thereupon, the Mayor announced:

1. There will be a Special City Commission Meeting on August 20, 2001, at 7:30 p.m.
2. There will be a Work Study Session on August 27, 2001, at 4 p.m.
3. There will **not** be a Work Study Session on September 3, 2001, (Labor Day).
4. There will be a Work Study Session on September 5, 2001, at 6 p.m.

NEXT REGULAR MEETING: SEPTEMBER 5, 2001, AT 7 P.M.

Adjournment

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

Scott D. Bird, City Clerk
August 20, 2001

City Commission

Special Call - Meeting Minutes

Ottawa, Kansas

August 23, 2001

The City Governing Body met at noon with the following members present and participating to wit: Mayor Ramsey, Commissioner Henningsen, Commissioner Jackson, Commissioner Fler, and Commissioner Gillette. A quorum was present.

The Mayor called the meeting to order and stated the purpose of this meeting was to discuss the replacement process for the City Manager position in light of City Manager Scott Lambers recent resignation.

Thereupon, the Mayor stated he had visited with Don Moller, Executive Director of the League of Municipalities, and with Peggy Dunn of Leawood, Kansas, to discuss possibilities.

Thereupon, the Governing Body discussed the possibility of using the League or PAR, the consulting firm used by Leawood, Kansas.

During discussion it was explained PAR would charge a \$14,000 fee, plus advertisement.

City Manager Scott Lambers explained there will be other costs associated with this process no matter how it is handled. Normally there is transportation to Ottawa for the interview candidates and their spouses. The Governing Body discussed the possibility of conducting this process themselves and agreed by consensus that outside assistances would be preferable.

Thereupon, the Mayor stated he would contact the League and PAR again to request an interview. Thereupon, City Manager Scott Lambers suggested the Governing Body interview both on September 10, 2001, during the Work Study Session and/or September 17, 2001, during the Work Study Session.

Thereupon, the Mayor asked City Clerk Scott Bird if he would be willing to accept an interim position shared with City Attorney Bob Bezek. Mr. Bird responded affirmatively. Discussion pursued regarding compensation for the Co-City Managers during the interim period. It was agreed this issue would be discussed at a later date.

August 23, 2001

Thereupon, City Clerk Scott Bird asked for permission to begin the process of removing City Manager Scott Lambers signature from bank accounts and replacing it with the Co-City Managers, and pursuing other issues related to the transition. The Governing Body gave their approval to these issues.

Adjournment

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

Scott D. Bird, City Clerk

August 23, 2001

STUDY SESSION MINUTES
OTTAWA, KANSAS
Minutes of
August 27, 2001

The City Governing Body met at 4 p.m. this date with the following members present and participating to wit: Mayor Ramsey, Commissioner Henningsen, Commissioner Fleer, and Commissioner Jackson. Commissioner Gillette absent. A quorum was present.

The Mayor called the meeting to order and asked for public comments.

Public Comments

Thereupon, Mr. Wilford Bugner, 701 East 3rd, addressed the Governing Body with concerns about the noise from the Skateboard Park, the unsanitary conditions resulting from the users of the park urinating in the open, and alcohol abuse. Mr. Bugner again asked the Governing Body to move the Skateboard Park to the Forest Park area.

Review of Agenda

Thereupon, the Governing Body reviewed the tentative agenda for September 5, 2001.

Request by ORC

Thereupon, the Governing Body reviewed a request from Jane Morton, Director of the Ottawa Recreation Commission, for additional signage in the parking area of the Orlis Cox Complex. It was noted, safety has become an issue because of patrons parking in the entrance corridor and driving the wrong direction in the parking lot area. Ms. Morton also asked for additional policing once the signs are in place. City Manager Scott Lambers concurred, signage will be increased. He recommended that during the next baseball season police issue warning tickets for one week and then issue tickets for violations.

Bids for Demolitions

Thereupon, the Governing Body reviewed a memo from Planning and Zoning Director John Merrell requesting approval to place the bid from CRI Demolition & Excavating company in the amount of \$21,000 for three structures located at 503 S. Hickory, 810-812 S. Cedar, and 803 S. Poplar on the agenda for September 5, 2001. The Governing Body considered this recommendation and approved it to be placed on the September 5, 2001, Regular Meeting Agenda.

August 27, 2001

Special Use Permit Request – LDS Church

Thereupon, the Governing Body reviewed a request for a Special Use Permit by the LDS Church to allow construction of a steeple 62.8 feet high, which is in excess of the 35-foot height allowance to be located at 1212 Willow Lane. The Governing Body considered this request and agreed to place this item on the agenda for September 5, 2001.

Special Use Permit Request – Harry Peckham for a Day Care Center

Thereupon, the Governing Body reviewed a request for a Special Use Permit by Harry Peckham to allow a day care in I-1 Zoning District located at 1250 Commercial Road. The Governing Body considered this request and agreed to place this item on the agenda for September 5, 2001.

Public Building Commission Resolution

Thereupon, the Governing Body reviewed a resolution declaring support for the formation of a Public Building Commission and defining the membership of, and naming representatives to this Public Building Commission. The Governing Body considered this resolution and agreed to place it on the agenda for September 5, 2001.

Public Hearing Request – Set Public Hearing Date For Condemnations

Thereupon, the Governing Body reviewed a recommendation to place resolutions on the agenda for September 5, 2001, for Condemnation Hearings for the following properties: 815 Pecan, 722 N. Mulberry, 823 N. Hickory, 101 S. Cedar, 511 W. Second, and 320 E. Second. The Governing Body reviewed these resolutions and agreed to place them on the Regular Meeting agenda for September 5, 2001.

Ordinance – Domestic Battery

Thereupon, the Governing Body reviewed a draft prepared by City Attorney Bob Bezek, which will allow the City to prosecute domestic battery through Municipal Court. Mr. Bezek explained this ordinance is in conformance with recent changes in State Law. The Governing Body agreed to place this item on the September 5, 2001, agenda.

August 27, 2001

Open Agenda

Thereupon, Mayor Ramsey stated the Governing Body will be meeting with consultants regarding the City Manager search process at 3 p.m. on September 10, 2001, and at 3:30 p.m. He noted these meetings will be open to the public. Thereupon, City Manager Scott Lambers stated he will not be attendance during these meetings.

Thereupon, Commissioner Henningsen expressed citizen concern about the cost and location of the new Police Station.

Thereupon, the Mayor announced there will be a League meeting in Wichita, Kansas, coming up on October 7, 8, 9, 2001.

Thereupon, it was noted that Commissioner Henningsen will be at Chanute on October 2-4, 2001, for a Main Street meeting.

Adjournment

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

Scott D. Bird, City Clerk

August 27, 2001

City Commission
Regular Meeting Minutes
Ottawa, Kansas
September 5, 2001

The City Governing Body met at 7 p.m. this date with the following members present and participating to wit: Mayor Ramsey, Commissioner Henningsen, Commissioner Jackson, Commissioner Fleer, and Commissioner Gillette. A quorum was present.

Thereupon, the Mayor called the meeting to order and welcomed the Chamber audience. The Mayor led the Pledge of Allegiance to the American flag and the Invocation was given by City Clerk Scott D. Bird.

Agenda Approval

Thereupon, Commissioner Jackson made a motion, seconded by Commissioner Gillette, to approve the revised agenda as presented. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the agenda duly approved.

Youth Advisory Council Members – Swearing In

Thereupon, the following Ottawa Youth were administered the Loyalty Oath as members of the Youth Advisory Council to the Governing Body of the City of Ottawa, Kansas: Sam Smith, Anthony Underwood, Allie Daniels, Mary Herrick, Anne Killough, Bryce Huschka, and Adam Kretzer.

Approval of Minutes

Thereupon, Commissioner Gillette made a motion, seconded by Commissioner Jackson, to approve the Regular Meeting Minutes of August 15, 2001, and the Special Call Minutes from August 20th at 3:30 p.m., August 20th at 7:30 p.m., and August 23, 2001, for approval. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the minutes duly approved as presented.

Proclamation – Ottawa High School, “Wall of Honor Days”

Thereupon, the Mayor read a proclamation declaring September 27-28, 2001, as “Wall of Honor Days” in the City of Ottawa, Kansas. Thereupon, Gary Kuntz, representing Ottawa High School, thanked the Governing Body for the proclamation and explained that Ransom Bennett of Ottawa, Dr. John Feighner, and Dr. Jack Davis, all graduates of Ottawa High School would be honored at this years “Wall of Honor Days”.

September 5, 2001

City of Ottawa
Regular Meeting Minutes
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Public Hearing

Thereupon, the Mayor opened a Public Hearing to consider a property tax abatement for Kennel-Aire. Thereupon, Lou Atherton, representing the Chamber of Commerce and OFCED, spoke in support of the tax abatement. Thereupon, Dick Coopman and Chester Beaver's of Kennel-Aire addressed the Governing Body and explained the products manufactured by Kennel-Aire. Mr. Beavers stated that by the end of the year they anticipate 24 employees in the Ottawa location. There being no one else to speak to this issue the Mayor closed the public hearing at 7:22 p.m.

Approval of Demolition

Thereupon, Commissioner Jackson made a motion, seconded by Commissioner Fleer, to approve a bid by CRI Demolition and Excavation in the amount of \$21,000 for the demolition of 503 S. Hickory, 810-812 S. Cedar, and 803 S. Poplar. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the motion duly approved.

Resolution –Condemnation - 815 Pecan

Thereupon, there was presented a resolution fixing the time and place and providing for notice of a hearing before the Governing Body of Ottawa, Kansas, pursuant to K.S.A. 12-1750, et seq.; at which time the owners, their agents, lien holders of record and any occupants of the structures located on The South 50 feet of the North 100 feet of Lot 2, in DeValley & Wharton's Addition, to the City of Ottawa, Franklin County, Kansas, also known as 815 Pecan, may appear and show cause why said structures should not be condemned and ordered repaired or demolished. Thereupon, Commissioner Gillette made a motion, seconded by Commissioner Jackson, to adopt the resolution.

During discussion it was explained that this resolution sets the time and date for a public hearing for the possible condemnation and repair/demolition of the structure(s) for the property identified as 815 Pecan. 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. 1134-01.

Resolution – Condemnation - 722 N. Mulberry

Thereupon, there was presented a resolution fixing the time and place and providing for notice of a hearing before the Governing Body of Ottawa, Kansas, pursuant to K.S.A. 12-1750, et seq.; at which time the owners, their agents, lien holders of record and any occupants of the structures located on Lots 14, 16, & 18, in Block 16, Bowles, Sheldon, & Toppings Addition, to the City of Ottawa, Franklin County, Kansas, also known as 722 N. Mulberry, may appear and show cause why said structures should not be condemned and ordered repaired or demolished. Thereupon, Commissioner Henningsen made a motion, seconded by Commissioner Fleer, to adopt the resolution.

During discussion it was explained that this resolution sets the date and time for a public hearing for the possible condemnation and repair/demolition of the structure(s) for the aforementioned property. 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. 1135-01.

Resolution – Condemnation - 823 N. Hickory

Thereupon, there was presented a resolution fixing the time and place and providing for notice of a hearing before the Governing Body of Ottawa, Kansas, pursuant to K.S.A. 12-1750, et seq.; at which time the owners, their agents, lien holders of record and any occupants of the structures located on Lots 15, 17, 19, & 21, in Block 12, Bowles, Sheldon & Toppings Addition, to the City of Ottawa, Franklin County, Kansas, also known as 823 N. Hickory, may appear and show cause why said structures should not be condemned and ordered repaired or demolished. Thereupon, Commissioner Fleer made a motion, seconded by Commissioner Jackson, to adopt the resolution.

During discussion it was explained this resolution sets the date and time for a public hearing for the possible condemnation and repair/demolition of the structure(s) for the aforementioned property. 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. 1136-01.

Resolution – Condemnation - 101 S. Cedar

Thereupon, there was presented a resolution fixing the time and place and providing for notice of a hearing before the Governing Body of Ottawa, Kansas, pursuant to K.S.A. 12-1750, et seq.; at which time the owners, their agents, lien holders of record and any occupants of the structures located on Lots 1, 3, & 5, in Block 61, to the City of Ottawa, Franklin County, Kansas, also known as 101 S. Cedar, may appear and show cause why said structures should not be condemned and ordered repaired or demolished. Thereupon, Commissioner Gillette made a motion, seconded by Commissioner Henningsen, to adopt the resolution.

During discussion it was explained this resolution sets the time and date for a public hearing for the possible condemnation and repair/demolition of the structure(s) for the aforementioned property. 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. 1137-01.

Resolution – Condemnation - 511 W. 2nd

Thereupon, there was presented a resolution fixing the time and place and providing for notice of a hearing before the Governing Body of Ottawa, Kansas, pursuant to K.S. A. 12-1750, et seq.; at which time the owners, their agents, lien holders of record and any occupants of the structures located on the west 25 feet of Lots 32, 34, & 36 in Block 54, to the City of Ottawa, Franklin County, Kansas, also known as 511 W. 2nd, may appear and show cause why said structure(s) should not be condemned and ordered repaired or demolished. Thereupon, Commissioner Jackson made a motion, seconded by Commissioner Fler, to adopt the resolution.

During discussion it was explained this resolution sets the date and time for a public hearing for the possible repair/demolition of the aforementioned property. 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. 1138-01.

Resolution – Condemnation - 320 E. 2nd

Thereupon, there was presented a resolution fixing the time and place and providing for notice of a hearing before the Governing Body of Ottawa, Kansas, pursuant to K.S.A. 12-1750, et seq.; at which time the owners, their agents, lien holders of record and any occupants of the structures located on the West half of Lots 2, 4, & 6, in Block 74, to the City of Ottawa, Franklin County, Kansas, also known as 320 E. 2nd may appear and show cause why said structures should not be condemned and ordered repaired or demolished. Thereupon, Commissioner Henningsen made a motion, seconded by Commissioner Fleer, to adopt the resolution.

During discussion it was explained that this resolution sets the date and time for a public hearing for the possible condemnation and repair/demolition of the structure(s) for the aforementioned property. 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. 1139-01.

Resolution - Special Use Permit Request – 1250 Commercial Road

Thereupon, there was presented a resolution granting a Special Use Permit to allow a daycare at 1250 Commercial Road requested by Harry Peckham in the City of Ottawa, Kansas. Thereupon, Commissioner Fleer made a motion, seconded by Commissioner Jackson, to adopt a resolution.

During discussion it was explained that the Planning Commission had reviewed the Special Use Permit, held a public hearing, and recommended to the Governing Body by a vote of 4-1 the approval of this Special Use Permit. It was further explained that the following conditions exist for the approval of this Special Use Permit that is: the connection to the new sewer line within one year of it's completion at owners expense, compliance with all applicable Building Code requirements, that they obtain all applicable state licenses to operate a daycare center, any exposed exterior signage will require a sign permit, expand existing asphalt parking area to accommodate, at least, 5 more vehicles, participate in any future paving projects on Commercial Road, per the approval of the McNeil Site Plan. 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. 1140-01.

Resolution - Special Use Permit Request – LDS Church – 1212 Willow Lane

Thereupon, there was presented a resolution granting a Special Use Permit to allow the construction of a steeple in excess of 35 feet height allowance located at 1212 Willow Lane, requested by LDS Church, in the City of Ottawa, Kansas. Thereupon, Commissioner Henningsen made a motion, seconded by Commissioner Jackson, to adopt the resolution.

During discussion it was explained the Planning Commission had reviewed the use permit request, held a public hearing, and recommended to the Governing Body by a vote of 6-0 the approval of this permit. It was further explained the approval of this Special Use Permit will allow the LDS Church to construct a 62.8-foot high steeple on their new addition. 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. 1141-01.

Resolution – Public Building Commission

Thereupon, there was presented a resolution of the Governing Body of the City of Ottawa, Kansas, declaring support for the formation of a Public Building Commission (PBC) and defining the membership of such a Public Building Commission. Thereupon, Commissioner Henningsen made a motion, seconded by Commissioner Jackson, to adopt the resolution.

During discussion it was explained this resolution had been reviewed by the Commission during a Work Study Session on August 27, 2001, and the resolution had been revised to allow appointments to the Public Building Commission to be made by the Governing Body in a separate action. Thereupon, Mayor Ramsey stated the School District and the Ottawa Recreation Commission had already passed a similar resolution. 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. 1142-01.

Ordinance – Domestic Battery

Thereupon, there was presented an ordinance creating the offense of domestic battery for incorporation in the Ottawa Municipal Code, as Section 38-301a, Domestic Battery. Thereupon, Commissioner Gillette made a motion, seconded by Commissioner Fleer, to adopt the ordinance.

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During discussion it was explained this ordinance provides for charges of domestic battery to be punishable through the Ottawa Municipal Code and the Ottawa Municipal Court. This ordinance is allowed by State Law. 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. 3377-01.

Reports by Youth Delegates

Thereupon, Youth Delegate Bryce Huschka addressed the Governing Body stating that the task before the Youth Conference is large but he believes the Conference Members have the tools to accomplish the goal of setting a strong foundation to build upon the program in the future.

Thereupon, Mr. Huschka presented a plaque to City Manager Scott Lambers for his support to the Youth Conference for the last two years and expressed his heartfelt appreciation, stating that the City Manager will be hard to replace.

Announcements

Thereupon, the Mayor announced:

1. There will be a Work Study Session on September 10, 2001, at 3 p.m.
2. There will be a Work Study Session on September 17, 2001, at 4 p.m.
3. There will be a Work Study Session on September 24, 2001, at 4 p.m.

NEXT REGULAR MEETING: SEPTEMBER 19, 2001, AT 9:30 A.M.

Adjournment

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

Bonita Nicewander, Asst. City Clerk

September 5, 2001

STUDY SESSION MINUTES

OTTAWA, KANSAS Minutes of September 5, 2001

The City Governing Body met at 6 p.m. this date with the following members present and participating to wit: Mayor Ramsey, Commissioner Jackson, Commissioner Gillette, Commissioner Fleer, and Commissioner Henningsen. A quorum was present.

The Mayor called the meeting to order and asked for public comments.

Public Comments

None offered at this time.

Review of Minutes

Thereupon, the Governing Body reviewed and accepted the minutes of August 13, 2001, Study Session Minutes; August 15, 2001, Regular Meeting Minutes; August 20, 2001, at 3:30 p.m., Special Call; August 20, 2001, at 7:30 p.m., Special Call; August 20, 2001 Study Session, and August 23, 2001, Special Call.

Review of Agenda

Thereupon, the Governing Body reviewed and accepted the agenda for September 5, 2001, Regular City Commission meeting.

Public Building Commission Formation

Thereupon, the Governing Body reviewed with City Bond Counsel Dotty Riley the procedures establishing a Public Building Commission with the City, USD 290, and the Ottawa Recreation Commission.

Application for Use of Business and Industry Recapture Loan Reserve Funds

Thereupon, Commissioner Jackson made a motion, seconded by Commissioner Henningsen, to approve the request for the low interest loan by Thomas and Bertie Wilson with the City having a first position on the property for the amount of the loan. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the request duly approved.

September 5, 2001

League of Kansas Municipalities Annual Conference-Voting Delegates

Thereupon, the Governing Body agreed by consensus to appoint Commissioner Henningsen, Commissioner Gillette, and Commissioner Jackson as voting delegates with City Attorney Bob Bezek and City Clerk Scott D. Bird as alternates for the League of Kansas Municipalities voting delegates.

National League of Cities Annual Congress of Cities – Voting Delegates

Thereupon, the Governing Body agreed by consensus to appoint Commissioner Henningsen as the voting delegate with Commissioner Gillette as an alternate for the National League of Cities Annual Congress of Cities.

Park Improvement Grant Application

Thereupon, the Commission reviewed a request by the Friends of the Prairie Spirit Rail Trail to support their application for a State Park Improvement grant. Thereupon, Commissioner Gillette made a motion, seconded by Commissioner Fleer, for the City to take the lead in the application of this grant. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the request duly approved with the City completing the application.

United Way – Forest Park Request

Thereupon, the Governing Body reviewed a request from Janet Thacker of Williams Gas Pipeline Company requesting the use of Forest Park for their United Way fundraiser on September 10, 2001. The Governing Body agreed by consensus to approve this request.

Open Agenda

Thereupon, Commissioner Fleer requested a tree be checked at 619 Ash to determine if it was in the City right-of-way and if it could be removed.

Thereupon, Mayor Ramsey reviewed a letter from the American Legion AA Baseball team, thanking the Governing Body for their support during the Regional Tournament.

Thereupon, Mayor Ramsey explained he had received information from another consulting firm wanting to assist in the City Manager search.

Thereupon, Mayor Ramsey discussed a letter received from Dean Carlson, Kansas Department of Transportation, with regards to funds not being withheld for the Convention and Tourism Center.

Thereupon, Mayor Ramsey and City Manager Scott Lambers discussed information regarding the potential of 200 jobs in Ottawa with Lock/Line. Lock/Line will be hosting an informational Open House Thursday, September 6th, Noon-9 p.m. and again on Saturday, September 8th, 8 a.m. – 3 p.m.

Announcements

Thereupon, the Mayor announced:

1. There will be a Work Study Session on September 10, 2001, at 3 p.m.
2. There will be a Work Study Session on September 17, 2001, at 4 p.m.
3. There will be a Work Study Session on September 24, 2001, at 4 p.m.

NEXT REGULAR MEETING: SEPTEMBER 19, 2001, AT 9:30 A.M.

Adjournment

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

Scott D. Bird, City Clerk

September 5, 2001

STUDY SESSION MINUTES

OTTAWA, KANSAS Minutes of September 10, 2001

The City Governing Body met at 3 p.m. this date with the following members present and participating to wit: Mayor Ramsey, Commissioner Henningsen, Commissioner Fleer, Commissioner Jackson, and Commissioner Gillette. A quorum was present.

The Mayor called the meeting to order and asked for public comments.

Public Comments

None offered at this time.

Review of Minutes

Thereupon, the Governing Body reviewed and accepted the minutes of August 27, 2001.

Review of Agenda – September 19, 2001

Thereupon, the Governing Body reviewed the tentative agenda for September 19, 2001.

City Manager Search Process

Presentation – Mr. Paul A. Reaume, PAR Group

Thereupon, the Governing Body interviewed Mr. Paul A. Reaume of the PAR Group from 3 p.m. to 3:35 p.m. Mr. Reaume explained, the PAR Group has been in the business of recruiting Municipal Executives for 29 years. Their process is designed to help the Governing Body find the person they are looking for by interviewing each individual Commissioner and each of the Department Heads. Interviews of community leaders can be conducted if the Governing Body so desires.

Once a profile has been developed and approved PAR will recommend 8-10 candidates and work with the Governing Body to narrow the search to between 5 and 6 interviews. At that time, PAR will make arrangements to bring the candidates to Ottawa for an interview and will help with negotiations when a selection had been made. He anticipated an appointment to be made within 90 days and usually the successful candidate will give his or her current city 30 days notice.

September 10, 2001

Cost is \$12,500 plus expenses of approximately \$4,500, which includes travel, telephone, and mail for the PAR Group. It was emphasized that PAR does a national search.

Thereupon, the Governing Body thanked Mr. Reaume for his time and invited Ms. Kim Gully and Mr. Mark Tomb from the League of Municipalities to discuss their procedure.

Presentation – League of Kansas Municipalities

Thereupon, Ms. Kim Gulley explained that the League's service has been developed as a low cost alternative for finding a City Manager. She emphasized the League is here in Kansas with contacts in Kansas. However, the search will be nation wide. She stated the League has worked with 37 cities since 1997 and uses a survey checklist provided to the Governing Body to develop a profile with the type of candidate the Governing Body is looking for. The resumes are then ranked, references are checked, and arrangements are made for interviews. Other cities they have worked with in the Ottawa size are Concordia and Pratt. Cost will be \$2,766 plus expenses including advertisement, travel, etc.

Thereupon, the Governing Body thanked the League representative for their time.

Ottawa High School Homecoming Parade

Thereupon, the Governing Body reviewed a request from Ottawa High School to conduct a parade on September 26, 2001, at 6 p.m. The Governing Body considered this request and agreed to its approval.

Compeer Program of Franklin County – Use of Forest Park

Thereupon, the Governing Body reviewed a letter from Ms. Melanie Herken-Johnson requesting permission to use Forest Park for a "Friends Walk Together" event of October 27, 2001. The Governing Body considered this request and granted its approval.

Franklin County Breast Cancer Support Group

Thereupon, the Governing Body reviewed a letter from Ms. Cora Kunard of the Franklin County Breast Cancer Support Group requesting permission to tie ribbons on trees in the City rights-of way on Main Street for the month of October. The Governing Body granted approval for this request.

Resolution –State Municipal Investment Pool Authorization

Thereupon, there was presented a resolution authorizing the establishment of an account in the name of the City of Ottawa, Kansas, with the State Municipal Investment Pool. It was noted this resolution is necessary due to the resignation of Scott Lambers. The Governing Body agreed to place this item on the September 19, 2001, agenda.

Resolution – Local Bank

Thereupon, the Governing Body considered a resolution of the Governing Body authorizing the establishment of bank accounts with local Ottawa banks, which have home offices in the State of Kansas. It was noted that this resolution is necessary due to the resignation of Scott Lambers. The Governing Body agreed to place this item on the September 19, 2001, agenda.

Resolution – Authorizing an Application With Kansas Department of Health and Environment

It was noted that this resolution is necessary due to the resignation of City Manager Scott Lambers. It designates the authorization for filing an application with KDHE for a loan under the Kansas Water Pollution Control Revolving Fund Act. The Governing Body agreed to place this item on the agenda for September 19, 2001.

Ordinance – Loan Agreement

Thereupon, the Governing Body considered an ordinance authorizing the execution of a loan agreement between the City of Ottawa and the State of Kansas for the purpose of obtaining a loan from the Kansas Water Pollution Control Revolving Fund. The Governing Body agreed to place this item on the September 19, 2001.

Parking Restrictions in Arrowhead Subdivision

Thereupon, the Governing Body reviewed a draft ordinance from Public Works Director Andy Haney to install “no parking signs” on the West side of Dogwood Street from 13th to 15th. The Governing Body reviewed this ordinance and agreed to place it on the September 19, 2001, agenda.

Proclamation - Domestic Violence Awareness Month

Thereupon, the Governing Body reviewed a proclamation declaring October as Domestic Violence Awareness Month in the City of Ottawa, Kansas, and agreed to place this item on the September 19, 2001, agenda.

City Manager Search Discussion

Thereupon, the Governing Body discussed the search process for a replacement of City Manager Scott Lambers. Thereupon, the Governing Body agreed unanimously to use a consulting firm for this process. Thereupon, the Mayor asked each Commissioner for their preference regarding the two consultants interviewed this date with Commissioner Henningsen, Fleer, Gillette, and Jackson stating their preference would be with the League. Mayor Ramsey stated he would prefer going with PAR. However, he would respect the wishes of the Commission. Thereupon, Commissioner Henningsen made a motion, seconded by Commissioner Fleer, to hire the Kansas League of Municipalities to help conduct the City Manager's search process for the City of Ottawa. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the motion to hire the Kansas League of Municipalities duly approved, and directed City Clerk Scott D. Bird to contact both candidates.

Open Agenda

Thereupon, Commissioner Fleer passed along some concerns from the Friends of the Rail Trail desiring information on when the grant would be awarded and how much money the City could anticipate for lighting of the Rail Trail. City Manager Scott Lambers responded that the award date could be discovered; however, the amount of money or whether or not the City will receive the grant is still uncertain.

Thereupon, Commissioner Gillette inquired of the truck-parking ordinance. Thereupon, City Manager Scott Lambers stated it would be brought back at the next Study Session. Thereupon, Commissioner Gillette asked if the Public Works Crew could trim the hedges in front of the Carnegie Building. City Manager Scott Lambers responded affirmatively.

Thereupon, the Mayor stated there were members of the local Eagles group, which were upset regarding a break-in of their facility located on 15th Street.

Adjournment

There being no further business to come before the Governing Body it was moved and seconded to adjourn. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the meeting duly adjourned.

Scott D. Bird, City Clerk

STUDY SESSION MINUTES

OTTAWA, KANSAS Minutes of September 17, 2001

The City Governing Body met at 4 p.m. this date with the following members present and participating to wit: Mayor Ramsey, Commissioner Jackson, Commissioner Gillette, Commissioner Fleer, and Commissioner Henningsen. A quorum was present.

The Mayor called the meeting to order and asked for a moment of silence in remembrance of those that lost their lives and those who continue to struggle as a result of the New York tragedy.

Thereupon, Mayor Ramsey asked that the Governing Body consider sending a contribution to New York in response to their need and suggested \$2,500 from each of the four major funds, for a total contribution of \$10,000. The Governing Body considered this request and unanimously agreed to the Mayor's recommendation to send \$5,000 to the New York Fire 9-11 Relief Fund and \$5,000 to the Police IACP Foundation Fund.

Public Comments

Thereupon, Blaine Finch representing the Over the Road Gang thanked the Governing Body for the use of Forest Park and the downtown area over the weekend for yet another successful Ole' Marais River Run. Mr. Finch thanked the City Crews and the Police Department for their efforts during the weekend, exclaiming it was a very successful time. Thereupon, Mr. Finch asked if the same facilities could be reserved for September 21-22, 2002. The Governing Body considered this request and unanimously agreed to allow the Over the Road Gang the use of Forest Park and the downtown area for the 2002 Ole' Marais River Run.

Review of Minutes

Thereupon, the Governing Body reviewed and accepted the minutes of September 5, 2001.

Review of Agenda

Thereupon, the Governing Body reviewed the tentative agenda for September 19, 2001.

September 17, 2001

Longevity Plan

Thereupon, the Governing Body reviewed a resolution implementing an employee mid-year longevity plan for the City of Ottawa, Kansas. The Governing Body considered this resolution and agreed to place it on the September 19, 2001, agenda.

Employment Policies

There was presented a resolution amending policies concerning employment as adopted by Resolution No. 970-97, dated January 1, 1998, and amended by Resolution's 994-98 and 1086-00. The Governing Body reviewed the changes to the personnel rules and agreed to place this resolution on the September 19, 2001, agenda.

Wastewater Surcharge

Thereupon, the Governing Body reviewed an ordinance to impose a Wastewater Surcharge, which will finance, in part, a Wastewater Treatment Plant facility. The Governing Body reviewed this ordinance and agreed to place it on the September 19, 2001, agenda.

Kennel-Aire, LLC

Thereupon, the Governing Body reviewed a resolution, ordinance, and contract regarding a tax abatement for Kennel-Aire, LLC and agreed to place these items on the September 19, 2001, agenda.

Truck Parking

Thereupon, the Governing Body reviewed information from staff regarding trucks within the city limits. Thereupon, the Governing Body heard from Mr. Gordon Paul stating that action to restrict trucks parked within the city limits would cause a burden on some of its citizens. It was explained to Mr. Paul that the Governing Body is currently studying this issue. No ordinance has been drafted for further consideration since the last ordinance was defeated. The Governing Body wishes to continue studying this issue. It was asked that this item be brought back to the October 22, 2001, agenda.

Proclamation -Dare Camp

Thereupon, the Governing Body reviewed a proclamation recognizing local businesses that contribute to the DARE Camp and agreed to place this item on the September 19, 2001, agenda.

Proclamation - Race Equality Day

Thereupon, the Governing Body reviewed a proclamation requested by Commissioner Jackson and agreed to place it on the September 19, 2001, agenda.

Proclamation – Eastern Star

Thereupon, the Governing Body reviewed a proclamation recognizing Eastern Star and placed this item on the September 19, 2001, agenda.

Community Capacity Building Grant

Thereupon, the Governing Body heard from Planning Director John Merrell regarding a Community Capacity Building grant program that will help pay for the city's comprehensive plan. It is a 50/50 grant and will benefit a program that is already underway. The Governing Body agreed to go forward with this grant application and it was noted that two resolutions will be placed on the September 19, 2001, agenda for this purpose.

New Copier for City Manager's Office

Thereupon, the Governing Body reviewed a request by City Manager Scott Lambers to replace the second floor copier with contingency funds. The funds budgeted for 2002 will therefore not be expended. The Governing Body approved this recommendation and agreed to replace the second floor copy machine.

Landscaping at City Park

Thereupon, the Governing Body took up the issue of the hedge in front of the Carnegie Cultural Center and asked Public Works Director Andy Haney to make sure the bushes are trimmed before the Sampler Fest. Thereupon, Planning Director John Merrell suggested a committee be put together to discuss solutions to the banners in front of the Carnegie Building. The Governing Body agreed and asked for a copy of the sign ordinance. This issue is to be brought back on October 29, 2001.

Open Agenda

Thereupon, Auditorium Director Dick Smith explained that the Joe Diffey rescheduling may cause conflict with the Daydream Foundation and asked for direction from the Governing Body. The Governing Body agreed the auditorium schedule should come first but to continue to work with the Daydream Foundation to find another date.

Thereupon, Mayor Ramsey asked City Attorney Bob Bezek to discuss with the Governing Body information received from the League regarding the recruitment process. Thereupon, Mr. Bezek explained that the information received which will be used to determine the type of person the Governing Body wants was shallow at best. Thereupon, the Mayor asked the Governing Body to reconsider the use of the League noting that he had reviewed the information. Thereupon, Commissioner Henningsen suggested the Governing Body give the League an opportunity to defend themselves and asked that a representative be available to meet at the September 24, 2001, Study Session beginning at 3 p.m.

Thereupon, the Mayor reminded the Governing Body there will be a reception for City Manager Scott Lambers on Tuesday, September 18, 2001, from 4-6 p.m. and there will not be a Joint City/County/School meeting on September 19, 2001.

Announcements

Thereupon, the Mayor announced:

1. There will be a Work Study Session on September 24, 2001, at 3 p.m.
2. There will be a Work Study Session on October 1, 2001, at 4 p.m.
3. There will be a Work Study Session on October 3, 2001, at 6 p.m.

NEXT REGULAR MEETING: SEPTEMBER 19, 2001, AT 9:30 A.M.

Adjournment

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

Scott D. Bird, City Clerk

September 17, 2001

City Commission
Regular Meeting Minutes
Ottawa, Kansas
September 19, 2001

The City Governing Body met at 9:30 a.m. this date with the following members present and participating to wit: Mayor Ramsey, Commissioner Henningsen, Commissioner Jackson, Commissioner Fleer, and Commissioner Gillette. A quorum was present.

Thereupon, the Mayor called the meeting to order and welcomed the Chamber audience. The Mayor led the Pledge of Allegiance to the American flag and the Invocation was given by Rev. Leroy Rayson.

Agenda Approval

Thereupon, it was moved and seconded to approve the agenda as revised. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the agenda duly approved.

Approval of Minutes

Thereupon, it was moved and seconded to approve the minutes of the Regular City Commission meeting of September 5, 2001, as presented. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the minutes of September 5, 2001, duly approved.

Public Comments

None offered at this time.

Presentations and Recognitions

Recognition – Sgt. Mark d’Augereau

Thereupon, the Mayor issued a citation recognizing Sergeant Mark d’Augereau for his actions on August 13, 2001, during a fire at the Rick Croucher residence.

Proclamation – DARE Camp

Thereupon, the Mayor recognized contributors to the DARE Camp 2001, as follows: Elks Lodge #803, Optimists, Kansas National Guard, Kansas National Guard Drug Demand Reduction, Wal-Mart, Sirloin Stockade, Pizza Hut, Wendy’s, Timber Lakes Camp and Retreat Center.

September 19, 2001

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Regular Meeting Minutes
September 19, 2001
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Proclamation – Violence Awareness Month

Thereupon, the Mayor read a proclamation declaring October 2001 “Domestic Violence Awareness Month” in the City of Ottawa, Kansas.

Proclamation – Race Equality Day

Thereupon, Commissioner Jackson read a proclamation declaring September 19, 2001, as “Race Equality Day” in the City of Ottawa, Kansas.

Proclamation – Eastern Star

Thereupon, the Mayor read a proclamation recognizing Union Chapter #15, Order of the Eastern Star for their 125th Anniversary in the City of Ottawa, Kansas.

Public Hearing – Public Building Commission – Charter Ordinance

Thereupon, the Mayor opened a public hearing to consider a Public Building Commission.

Thereupon, Commissioner Fleer asked how the public would be advised of this issue. Thereupon, City Manager Scott Lambers explained the process and that this is the first public hearing. Another public hearing will be conducted on October 3rd and the Charter Ordinance will come before the Governing Body on October 17, 2001.

There being no one else to speak to this issue the Mayor closed the public hearing.

Resolution – Kennel-Aire, LLC Tax Abatement

Thereupon, there was presented a resolution authorizing an agreement with Kennel-Aire, LLC and granting a tax exemption pursuant to Article 11, Section 13, of the Constitution of the State of Kansas. Thereupon, Commissioner Gillette made a motion, seconded by Commissioner Jackson, to adopt the resolution.

During discussion it was explained that Kennel-Aire, located in Ottawa’s Industrial Park had requested a 100 percent, 10-year property tax abatement for personal property new to the State of Kansas, and a 75 percent, 5-year tax abatement on real property. 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. 1143-01.

Ordinance - Kennel-Aire, LLC Tax Abatement

Thereupon, there was presented an ordinance making a factual determination on a tax abatement request, and exempting certain property from ad valorem taxation for economic development purposes in the City of Ottawa, Franklin County, Kansas. Thereupon, Commissioner Jackson made a motion, seconded by Commissioner Gillette, to adopt the ordinance.

During discussion it was explained this ordinance is a part of the previous item related to the Kennel-Aire tax abatement request. 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. 3378-01.

Resolution – State Municipal Investment Pool

Thereupon, there was presented a resolution authorizing the establishment of an account in the name of the City of Ottawa, Kansas, with the State Municipal Investment Pool for the purpose of transmitting local funds for investment by the State in the Municipal Investment Pool. Thereupon, Commissioner Henningsen made a motion, seconded by Commissioner Jackson, to adopt the resolution.

During discussion it was explained this resolution is necessary due to the resignation of City Manager Scott Lambers. 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. 1144-01.

Resolution – Establishment of Bank Accounts, Local Banks

Thereupon, there was presented a resolution of the Governing Body of the City of Ottawa, Kansas, authorizing the establishment of bank accounts with local Ottawa banks, which have a home office in the State of Kansas, and authorizing certain agents to act within the scope of their duties to deposit funds, withdraw funds, and transfer funds between these accounts. Thereupon, Commissioner Henningsen made a motion, seconded by Commissioner Jackson, to adopt the resolution.

During discussion it was explained this resolution is necessary due to the resignation of Scott Lambers. 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. 1145-01.

Resolution – Application Kansas Department of Health and Environment

Thereupon, there was presented a resolution authorizing the filing of an application with Kansas Department of Health and Environment for a Loan under the Kansas Water Pollution Control Revolving Fund Act (K.S.A. 1988 Supp. 65-3321 through 65-3329) and hereby rescinding Resolution No. 1127-01. Thereupon, Commissioner Gillette made a motion, seconded by Commissioner Jackson, to adopt the resolution.

During discussion it was explained this resolution is necessary due to the resignation of City Manager Scott Lambers and the designation of City Clerk Scott Bird as Co-Interim City Manager. 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 1146-01.

Ordinance – Kansas Water Pollution Control Revolving Loan Fund

Thereupon, there was presented an ordinance authorizing the execution of a loan agreement between the City of Ottawa, Kansas, and the State of Kansas, acting by and through the Kansas Department of Health and Environment for the purpose of obtaining a loan from the Kansas Water Pollution Control Revolving Fund for the purpose of financing the construction of a wastewater treatment facility; establishing a dedicated source of revenue for repayment for such loan; authorizing and approving certain documents in connection therewith; and authorizing certain other actions in connection with the loan agreement. Thereupon, Commissioner Fleer made a motion, seconded by Commissioner Gillette, to adopt the ordinance.

During discussion it was explained this ordinance is required in order for the City to participate in the Kansas Water Pollution Revolving Fund for the construction of the City's new wastewater treatment plant. 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. 3379-01.

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Ordinance – Parking Restrictions – Arrowhead Subdivision

Thereupon, there was presented an ordinance providing for the regulation of vehicular and pedestrian traffic including designation of parking restrictions within the City of Ottawa, Kansas. Thereupon, Commissioner Jackson made a motion, seconded by Commissioner Fleer, to adopt the ordinance.

During discussion it was explained that as a part of the subdivision improvement requirements the developer of the Arrowhead Subdivision was required to restrict parking on one side of each street. This ordinance will incorporate such restrictions into the City's Municipal Code. 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. 3380-01.

Resolution – Employee Longevity Plan

Thereupon, there was presented a resolution implementing an employee mid-year longevity plan for the City of Ottawa, Kansas. Thereupon, Commissioner Henningsen made a motion, seconded by Commissioner Fleer, to adopt the resolution.

During discussion it was explained the City Commission had appropriated funds for a mid-year longevity plan for City Employees as part of the 2002 Budget. This resolution consummates that intent. 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. 1147-01.

Resolution – Personnel Policies

Thereupon, there was presented a resolution amending the policies concerning employment as adopted by Resolution No. 970-97 dated January 1, 1998, and amended by Resolution No. 994-98 dated July 15, 1998, and Resolution No. 1086-00 dated August 16, 2000, of the City of Ottawa, Kansas. Thereupon, Commissioner Jackson made a motion, seconded by Commissioner Henningsen, to adopt the resolution.

During discussion it was explained, once a year the City Commission adopts a resolution incorporating such changes previously approved by the Governing Body and/or recommended for consideration by the City Manager. 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. 1148-01.

September 19, 2001

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Ordinance – Wastewater Surcharge Rates

Thereupon, there was presented an ordinance of the Governing Body of the City of Ottawa, Kansas, to impose a wastewater surcharge, which will finance, in part, a wastewater treatment facility. Thereupon, Commissioner Fleer made a motion, seconded by Commissioner Henningsen, to adopt the ordinance.

During discussion it was explained the City Commission had previously decided to finance the new wastewater treatment plant with a combination of sales tax revenues and user fees. The voters of Ottawa approved the sales tax increase in April 2001 and this ordinance will implement the user fee increases to complete the financing of this project. Rates will be imposed starting January 1, 2002. 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. 3381-01.

Community Capacity Building (CCB) Program

Thereupon, there was presented a resolution of the Governing Body of the City of Ottawa, Kansas, declaring support for the application to the Community Capacity Building (CCB) Program. Thereupon, Commissioner Gillette made a motion, seconded by Commissioner Fleer to adopt the resolution.

During discussion it was explained that the Community Capacity Building Program is a new program to the State of Kansas and provides funds for activities similar to our Vision and Comprehensive Master Plan. 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. 1149-01.

Resolution – Authorizing the City Clerk to Represent the City with the Community Capacity Building Program

Thereupon, there was presented a resolution of the Governing Body of the City of Ottawa, Kansas, naming Scott Bird, City Clerk, as authorized representative to represent the City to the Community Capacity Building (CCB) program. Thereupon, Commissioner Henningsen made a motion, seconded by Commissioner Jackson, to adopt the resolution. 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. 1150-01.

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Reports by Youth Delegate

Thereupon, Ms. Amanda Guenther and Mr. Kyle Huschka were sworn in as members of the Youth Advisory Council to the Governing Body.

Appointment of Interim Co-City Managers

Thereupon, Commissioner Jackson made a motion, seconded by Commissioner Gillette, to appoint City Attorney Robert L. Bezek, Jr. and City Clerk Scott D. Bird as Interim Co-City Managers due to the resignation of City Manager Scott Lambers. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the motion duly approved.

Reports by City Commission

Thereupon, Commissioner Jackson outlined a list of activities recommended to be undertaken by the City regarding race equality as follows:

1. Increase public awareness about multicultural diversity issues and concerns.
2. Continue city involvement with citywide Martin L. King, Jr. Program and city recognized Martin L. King, Jr. Holiday.
3. Proclamation- Martin L. King, Jr. Holiday.
4. Black History Month involvement of city/school district.
5. A month long celebration of city's culturally diverse heritage.
6. Work with school district to develop a multicultural diversity program for all grades.
7. Continued Mayor's Youth Summit and support of Youth in Government program.
8. Develop a citywide multicultural diversity mission statement.
9. Hold a community multicultural diversity breakfast with mayor.
10. Hold a multicultural diversity conference with speaker.
11. Promote tolerance and ethnic understanding.
12. Work with school system in sponsoring an international foods day at all Ottawa schools.
13. Use media to promote multicultural diversity understanding (KOFO, PSAs).
14. Involve Ottawa University students, etc. in helping to promote multicultural diversity understanding.
15. Make sure all city boards, etc. have multicultural diversity.

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16. Work with school district to develop a multi-cultural diversity student task force.
17. Establish a multicultural diversity task force that will identify key areas needing improvement in the Ottawa community and develop concrete strategies for changes that include short-term and long-term goals to the specific needs of the community.

Reports by Mayor

Thereupon, Mayor Ramsey recognized City Manager Scott Lambers for his tenure and fine work for the City of Ottawa, Kansas. The Governing Body members each thanked the City Manager and wished him well in his new position at Leawood, Kansas.

Announcements

Thereupon, the Mayor announced:

1. There will be a Work Study Session on September 24, 2001, at 3 p.m. (meeting with Kansas Municipal League)
2. There will be a Work Study Session on October 1, 2001, at 4 p.m.
3. There will be a Work Study Session on October 3, 2001, at 6 p.m.
4. There will **not** be a Work Study Session on October 8, 2001. (League Convention in Wichita)
5. There will be a Work Study Session on October 15, 2001, at 4 p.m.

NEXT REGULAR MEETING: OCTOBER 3, 2001, AT 7 P.M.

Adjournment

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

Scott D. Bird, City Clerk

September 19, 2001

STUDY SESSION MINUTES

OTTAWA, KANSAS Minutes of September 24, 2001

The City Governing Body met at 3 p.m. this date with the following members present and participating to wit: Mayor Ramsey, Commissioner Jackson, Commissioner Gillette, Commissioner Henningsen, and Commissioner Fleer. A quorum was present.

The Mayor called the meeting to order and asked for public comments.

Public Comments

Thereupon, Mr. Harold Mayes representing the local Veterans asked for permission to conduct a Veteran's Day Parade on November 10, 2001, and asked for \$1,000 assistance for the Veteran's Day Activities which includes: Speakers from the Kansas Humanities Council who will portray Harry Truman and Benjamin Franklin and a speaker who will talk about bleeding Kansas during the Civil War. The Governing Body considered this request and granted its approval and asked that the times and dates be worked out with staff regarding the parade and park reservations.

Review of Agenda

Thereupon, the Governing Body reviewed the tentative agenda for October 2, 2001, Regular City Commission meeting.

City Manager Search

Thereupon, the Governing Body met with Ms. Kim Gulley of the Kansas League of Municipalities who explained in detail the services the City can expect from the League regarding the upcoming search for a new City Manager to replace Scott Lambers. Ms. Gulley stressed that the Governing Body will not receive filtered information from the League and judgment calls will be up to the Governing Body to make. She emphasized the League does not have a pool of applicants and remains neutral on which candidates will be picked for interview.

The Governing Body expressed concerns about the broadness of the search. Ms. Gulley responded the search will be nation wide, sighting several national publications in which advertisements could be circulated.

September 24, 2001

The Governing Body thanked Ms. Gulley for her time and discussed among themselves their decision. After discussion the Governing Body agreed to stay with the choice of using the League for the City Manager search process.

Proclamation – Fire Prevention Week

Thereupon, the Governing Body reviewed a proclamation declaring October 7-13 2001, as “Fire Prevention Week” in the City of Ottawa, Kansas. Fire Chief Jeff Carner explained the fire department has 122 programs planned for October. The Governing Body reviewed this request and agreed to place this proclamation on the agenda for October 3, 2001.

Authorization – Department of Commerce Economic Development Grant

Thereupon, the Governing Body reviewed a request from Utility Director Jim Bradley to file an Economic Development Grant application with the United States Department of Commerce. It was noted this grant could provide up to \$750,000. The Governing Body reviewed this request and agreed to place it on the October 3, 2001, agenda.

Power of the Past – Richard Mullins

Thereupon, the Governing Body reviewed a letter from Richard Mullins, Power of the Past, asking for Forest Park to be reserved for September 13-15, 2002. The Governing Body agreed by consensus to approve this request.

Kansas League of Municipalities Annual Meeting

Thereupon, the Governing Body discussed their participation in the upcoming Kansas League of Municipalities meeting with Commissioners Henningsen and Gillette stating they would go down on Saturday night.

Open Agenda

Thereupon, Mayor Ramsey asked about the status of the old city hall. Thereupon, Interim City Manager Bob Bezek stated he had been investigating the issue and would be issuing a letter to the local realtors stating that City Hall will be for sale. An ad and flyer will be put together for this activity.

Thereupon, Commissioner Henningsen gave a Main Street report and stated she will be unable to attend the October 3, 2001, meeting due to a Main Street Meeting.

Thereupon, Commissioner Gillette thanked City Staff for trimming the hedges at the Carnegie Cultural Center.

Thereupon, Commissioner Jackson requested a calendar be put together to plan for activities such as the Veterans Parade and Power of the Past.

Thereupon, Commissioner Jackson presented the Mayor with \$1,000 from ECKAN with \$500 each to go towards the Police and Fire rescue activities in New York City. This is in addition to the \$10,000 the City has already contributed.

Executive Session

Recess

Thereupon, Commissioner Gillette made a motion, seconded by Commissioner Henningsen, to recess into Executive Session to discuss non-elected personnel for a period of 20 minutes and to reconvene in the same Work Study Session Room at 4:55 p.m. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the meeting duly recessed.

Reconvene

Thereupon, Commissioner Jackson made a motion, seconded by Commissioner Flear, to reconvene the meeting upon being put all present voted aye. Thereupon, Commissioner Gillette left at 4:55 p.m.

Action

Thereupon, Commissioner Jackson made a motion, seconded by Commissioner Flear, to compensate the Co-Interim City Managers as follows: City Clerk Scott D. Bird will receive \$1,500 additional pay, per pay period during the City Manager search process and City Attorney Robert L. Bezek will receive \$1,000 per pay period during the City Manager search process. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the motion duly approved.

Announcements

Thereupon, the Mayor announced:

1. There will be a Work Study Session on October 1, 2001, at 4 p.m.
2. There will be a Work Study Session on October 3, 2001, at 6 p.m.
3. There will **not** be a Work Study Session on October 8, 2001.
4. There will be a Work Study Session on October 15, 2001, at 4 p.m.

NEXT REGULAR MEETING: OCTOBER 3, 2001, AT 7 P.M.

Adjournment

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

Scott D. Bird, City Clerk

September 24, 2001

STUDY SESSION MINUTES

OTTAWA, KANSAS

Minutes of October 1, 2001

The City Governing Body met at 4 p.m. this date with the following members present and participating to wit: Mayor Ramsey, Commissioner Jackson, Commissioner Gillette, Commissioner Henningsen, and Commissioner Fleer. A quorum was present.

The Mayor called the meeting to order and asked for public comments.

Public Comments

Thereupon, Mr. Harold Mayes representing the Veterans Day project asked the Governing Body for permission to hang Veterans Day advertising banners from city utility poles. The banners and hardware will be provided by the Veterans Day Committee. Mr. Mayes stated he had visited with Utility Director Jim Bradley about this proposal. Thereupon, City Attorney Bob Bezek questioned whether this would open the possibility of others coming and making similar request and where the line would be drawn. The Governing Body considered the request and agreed to its approval.

Review of Minutes

Thereupon, the Governing Body reviewed and accepted with changes the Study Session Minutes from September 10, 2001, and September 17, 2001.

Review of Agenda

Thereupon, the Governing Body reviewed the tentative agenda for October 3, 2001.

Demolition – 309 S. Maple

Thereupon, the Governing Body heard from Mr. Greg Gilroy owner of 309 S. Maple who asked for an extension of time to remove the structure at 309 S. Maple which had been substantially damaged by fire on June 17, 2001.

Thereupon, Co-Interim City Manager Bob Bezek suggested that the City proceed in the direction they were headed with the intent that the structure be demolished during the week of October 22, 2001. Mr. Bezek further suggested that if Mr. Gilroy could secure a company, which will demolish the structure cheaper than the City can, then he can proceed prior to the date of City action. The Governing Body agreed with Mr. Bezek's suggestion to place this item on the Regular City Commission agenda for October 3, 2001.

October 1, 2001

Ordinance – Proposed Rezone Deerfield Addition

Thereupon, the Governing Body reviewed a proposed ordinance to rezone Deerfield Addition from A1NN Franklin County Zoning to R-1 Single Family Dwelling. The Governing Body considered this ordinance and agreed to place it on the October 3, 2001, Regular City Commission agenda.

Ordinance – Proposed Rezone North of the Ottawa Country Club

Thereupon, the Governing Body heard from Mr. Bob Reusch and Mr. Miles Hart who provided a petition requesting this rezone from R-2 to R-1. It was noted that while most of the neighborhood did desire this area be rezoned to single family, during the Planning Commission meeting consideration of this project, Mr. Noel Douglas and Mr. Dan Bloom had protested this action. The Governing Body reviewed this ordinance and agreed to place it on the October 3, 2001, Regular City Commission agenda.

Cox Communication – Cable Franchise

Thereupon, Co-Interim City Manager Bob Bezek explained to the Governing Body he and Co-Interim City Manager Scott Bird had met with Cox Communications to begin negotiations on the Cable Franchise and asked for a 4-6 month extension of the current franchise agreement in order to complete this negotiation. It was further explained the current agreement expires on November 10, 2001, and that the term in the proposed agreement is an unacceptable 15 years. Other considerations might be high-speed internet access. The Governing Body considered this request and agreed to a 4-month extension of the franchise agreement.

Monthly Financial and Activity Report – July 2001

Thereupon, the Governing Body reviewed the Monthly Financial and Activity Report for the month of July 2001.

Open Agenda

Thereupon, the Mayor asked that a truck-parking ordinance be brought back for the Governing Body for consideration by October 22, 2001, and a sign ordinance be brought back by October 29, 2001. The Mayor asked that the concept of the handicapped accessible front doors for City Hall be brought back for further review.

Thereupon, Co-Interim City Manager Scott Bird noted there were no items for a 6 p.m. Work Study Session on Wednesday, October 3, 2001. The Governing Body agreed to cancel this meeting.

Announcements

Thereupon, the Mayor announced:

1. There will **not** be a Work Study Session on October 3, 2001.
2. There will **not** be a Work Study Session on October 8, 2001. (League Convention in Wichita)
3. There will be a Work Study Session on October 15, 2001, at 3 p.m. (To Discuss the City Manager Search Process with League Representatives.)

NEXT REGULAR MEETING: OCTOBER 3, 2001, AT 7 P.M.

Thereupon, the Mayor suggested information be brought back to the Interim City Managers no later than October 10, 2001, so they may be copied to the League for the meeting on the October 15, 2001.

Adjournment

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

Scott D. Bird, City Clerk

October 1, 2001

City Commission
Regular Meeting Minutes
Ottawa, Kansas
October 3, 2001

The City Governing Body met at 7 p.m. this date with the following members present and participating to wit: Mayor Ramsey, Commissioner Jackson, Commissioner Fleer, and Commissioner Gillette. Commissioner Henningsen was absent. A quorum was present.

Thereupon, the Mayor called the meeting to order and welcomed the Chamber audience. The Mayor led the Pledge of Allegiance to the American flag and the Invocation was given by Commissioner Gillette.

Agenda Approval

Thereupon, Commissioner Jackson made a motion, seconded by Commissioner Gillette, to approve the agenda with the removal of Item No. 11. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the agenda duly approved with changes.

Public Comments

Thereupon, the Governing Body heard from Mr. Jimmie Tolson, 906 East 7th Street, complaining of dust and speeding on the 900 Block of 7th Street and complaining that City Officials are wasteful sighting specifically a trip to Tulsa, Oklahoma, which was conducted with a private air flight rather than driving.

Proclamation – Fire Prevention Week

Thereupon, the Mayor read a proclamation declaring October 7-13, 2001, as “Fire Prevention Week” in the City of Ottawa, Kansas. Thereupon, Chief Jeff Carner accepted the proclamation and thanked the Governing Body for the proclamation and stated the Fire Department has 125 educational programs to be conducted in the month of October.

Public Hearing – Public Building Commission

Thereupon, the Mayor opened a public hearing to consider a Public Building Commission.

Thereupon, Mr. George Marstall spoke in opposition to the formation of a Public Building Commission and asked citizens to read the statute that pertains to this issue. Mr. Marstall expressed concern that Revenue Bonds were being sold and Revenue Bonds sell at a higher rate than GO Bonds.

October 3, 2001

Thereupon, Interim Co-City Manager Scott Bird explained that a Charter Ordinance will be brought to the Work Study Session on October 15, 2001, and then be brought for the Governing Body's consideration at the Regular Meeting of October 17, 2001.

New Business

Resolution – Authorization to File an Economic Development Grant

Thereupon, there was presented a resolution authorizing the filing of an economic development grant application with the United States Department of Commerce. Thereupon, Commissioner Jackson made a motion, seconded by Commissioner Fler, to adopt the resolution.

During discussion it was explained the former City Manager had obtained information from the Department of Commerce regarding the possibility of receiving partial funding for the new wastewater treatment plant. The grant application could not be filed until the process of design and cost of the plant had been determined by the City's consultant. It was further explained this grant will only fund up to \$750,000 and is not a guarantee. 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. 1151-01.

Resolution – 309 S. Maple, Immediate Hazard

Thereupon, there was presented a resolution declaring 309 S. Maple within the City of Ottawa, Kansas, an immediate hazard. Thereupon, Commissioner Jackson made a motion, seconded by Commissioner Gillette, to adopt the resolution.

During discussion it was explained that the Planning Department has requested this structure be declared an unsafe and immediate hazard. Former City Manager Scott Lambers had granted an extension to the owners, which expired October 1, 2001. The City Commission discussed this issue with the property owner at the Work Study Session on October 1, 2001, and informed him he is allowed to remove the structure. However, this action will set a deadline of October 22, 2001, after which, the City will take action to remove the structure. 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. 1152-01.

Ordinance – Rezone Deerfield Addition

Thereupon, there was presented an ordinance to rezone Deerfield Addition from A1NN Franklin County Zoning to R-1 (Single-Family Dwelling District). Thereupon, Commissioner Gillette made a motion, seconded by Commissioner Fleer, to adopt the ordinance.

During discussion it was explained that the Planning Commission held a public hearing to consider this rezone request and recommended its approval to the Governing Body by a vote of 4-0, with 1 abstention. 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. 3382-01.

Ordinance – Rezone Ottawa Country Club

Thereupon, there was presented an ordinance to rezone an area north of the Ottawa Country Club from R-2 (Two-Family Dwelling District) to R-1 (Single-Family Dwelling District). Thereupon, Commissioner Jackson made a motion, seconded by Commissioner Fleer, to adopt the ordinance.

During discussion it was explained that the Ottawa Planning Commission held a public hearing to consider this rezone request and recommended its approval to the Governing Body by a vote of 4-0, with 1 abstention.

Thereupon, Mr. Bob Green, Attorney for Mr. Noel Douglas, property owner in the area, asked to address the Governing Body and expressed concern about property right issues. Mr. Green further noted it is his clients feeling that there should be a buffer zone between R-1 and the new R-3 zone to the east; zoning authority should follow the City's Master Plan; the applying landowners knew this property was zoned R-2 when they purchase and any landowner will have a claim as a result of an arbitrary change to the zoning. He further stated Community pressure should not be a sound basis for such a change.

Thereupon, Ms. Susan Wassmer, 635 Hemlock, spoke in favor of the rezone.

Thereupon, Ms. Bev Brands, 917 Hemlock, asked for supporters of the rezone to please stand. With approximately 24 standing in the Chamber audience in favor of the rezone to R-1, Ms. Brands strongly urged the Governing Body for this rezone, stating it is the local property owners belief it was not zoned properly in the first place.

Thereupon, Mr. Richard Brown, 605 Hemlock, spoke in favor of the rezone stating that the area is a strong single-family community and wishes to stay that way.

Thereupon, Ms. Debbie Davis, 628 N. Spruce, spoke in favor of rezone stating that had she and her family known of the R-2 Zoning they would not have purchased in the first place. She asked the Governing Body to allow the R-1 Zoning to go into effect so as not to checker board the neighborhood.

Thereupon, City Clerk Scott Bird read a letter from Lyle and Liz Posey, 616 Hemlock, speaking in favor of the rezone request.

Thereupon, City Attorney Robert Bezek noted he had already ruled in the City's favor on this issue as the City's Attorney during the Planning Commission's discussion. He further informed the Governing Body there is one other entity, Mr. Dan Bloom, who argues against this rezone.

The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the ordinance duly approved and the ordinance was duly numbered Ordinance No. 3383-01.

Monthly Financial and Activity Reports – July 2001

Thereupon, there was presented the Monthly Financial and Activity Reports for July 2001. Thereupon, Commissioner Gillette made a motion, seconded by Commissioner Jackson, to accept the Monthly Financial and Activity Reports for the month of July 2001. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the motion duly approved.

Reports by City Commission

Thereupon, Commissioner Jackson noted some of the Youth Delegates will be involved in the upcoming League meeting in Wichita.

Reports by Mayor

Thereupon, the Mayor noted that the Governing Body will be meeting with League Representatives on October 15, 2001, to discuss the City Manager search process.

Announcements

Thereupon, the Mayor announced:

1. There will **not** be a Work Study Session on October 8, 2001. (League Convention in Wichita)
2. There will be a Work Study Session on October 15, 2001, at 3 p.m. (Meet with the League)
3. There will be a Work Study Session on October 22, 2001, at 4 p.m.
4. There will be a Work Study Session on October 29, 2001, at 4 p.m.

NEXT REGULAR MEETING: OCTOBER 17, 2001, AT 9:30 A.M.

Adjournment

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

Bonita Nicewander, Asst. City Clerk

STUDY SESSION MINUTES

OTTAWA, KANSAS Minutes of October 15, 2001

The City Governing Body met at 3 p.m. this date with the following members present and participating to wit: Mayor Ramsey, Commissioner Jackson, Commissioner Gillette, Commissioner Henningsen, and Commissioner Fleer. A quorum was present.

The Mayor called the meeting to order and asked for public comments.

Public Comments

Thereupon, the Governing Body heard from Mr. Delbert Edwards, 225 Maple, who asked about the rationale in requiring cash, be paid for bail bond, by Municipal Court. Mr. Edwards was assured an answer will be forthcoming.

Review of Minutes

Thereupon, the Governing Body reviewed and accepted the Work Study Session minutes for September 24, 2001, and October 1, 2001.

Review of Agenda

Thereupon, the Governing Body reviewed the tentative agenda for October 17, 2001.

City Manager Search

Thereupon, the Governing Body met with Mr. Mark Tomb and Ms. Kim Gulley of the League of Kansas Municipalities who reviewed the results of the Characteristic Profile and Responsibility Profile. They further reviewed a tentative job description and stated an ad will be developed by October 22, 2001. The Governing Body thanked the League representatives for their time.

Annual Downtown Lighting Ceremony

Thereupon, the Governing Body reviewed a request from the Chamber of Commerce to conduct the annual Christmas Lighting on November 23, 2001. The Governing Body considered this request and granted its approval.

October 15, 2001

Public Building Commission

Thereupon, the Governing Body considered a Charter Ordinance exempting the city from K.S.A. 12-1758, which provides the first steps in establishing the Public Building Commission for the purpose of developing recreational facilities.

Thereupon, the Governing Body heard from Mr. George Marstall and Mr. Allen Loyd who asked questions regarding the development of this Public Building Commission and the source of revenue. Thereupon, questions were answered by staff and Bond Attorney Dotty Riley. It was explained that the PBC was being created as a joint effort between the City, School District, and ORC and the revenue bonds will be paid by the lease arrangement as supported by taxes.

Street Rehabilitation

Thereupon, there was presented a memo from Andy Haney recommending a list of street rehabilitation priorities for completion this fall. The Governing Body reviewed this list and agreed to place it on the October 17, 2001.

Monthly Financial and Activity Report – August 2001

Thereupon, the Governing Body reviewed the Monthly Financial and Activity Report for August 2001, and agreed to place this item on the agenda for October 17, 2001.

Open Agenda

Thereupon, the Governing Body reported their activities during the League of Kansas Municipalities Conference in Wichita.

Announcements

Thereupon, the Mayor announced:

1. There will be a Joint City/County/School meeting October 17, 2001, at Noon (USD 290 Board Office Hosting)
2. There will be a Work Study Session on October 22, 2001, at 3 p.m.
3. There will be a Work Study Session on October 29, 2001, at 4 p.m.
4. There will be a Work Study Session on November 5, 2001, at 4 p.m.

NEXT REGULAR MEETING: OCTOBER 17, 2001, AT 9:30 A.M.

Haunted Forest

Thereupon, the Governing Body reviewed a request from the Ottawa Jaycees to conduct the annual Haunted Forest in Forest Park from dark to 12 midnight on Saturday, October 27, 2001. The Governing Body reviewed this request and granted its approval.

Adjournment

There being no further business to come before the Governing Body it was moved and seconded to adjourn the meeting. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the meeting duly adjourned.

Scott D. Bird, City Clerk

City Commission
Regular Meeting Minutes
Ottawa, Kansas
October 17, 2001

The City Governing Body met at 9:30 a.m. this date with the following present and participating to wit: Mayor Ramsey, Commissioner Jackson, Commissioner Fler, Commissioner Gillette, and Commissioner Henningsen. A quorum was present.

Thereupon, the Mayor called the meeting to order and welcomed the Chamber audience. The Mayor led the Pledge of Allegiance to the American flag and the Invocation was given by Rev. Leroy Rayson.

Agenda Approval

Thereupon, Commissioner Fler made a motion, seconded by Commissioner Henningsen, to approve the agenda as presented. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the agenda duly approved.

Approval of Minutes

Thereupon, Commissioner Gillette made a motion, seconded by Commissioner Jackson, to approve the Regular Meeting Minutes of September 19, 2001, and October 3, 2001, as presented. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the minutes duly approved as presented.

Public Comments

Thereupon, Mr. Jimmie Tolson expressed concern about his street not being paved and speeders on his street.

New Business

Charter Ordinance – Public Building Commission

Thereupon, there was presented a Charter Ordinance exempting the City of Ottawa, Kansas, from provisions of K.S.A. 12-1758, as amended, relating to the powers of a Public Building Commission and providing substitute and additional provisions on the same subject. Thereupon, Commissioner Henningsen made a motion, seconded by Commissioner Fler, to adopt the Charter Ordinance.

October 17, 2001

During discussion George Marstall suggested the sections of the Charter Ordinance be read. Thereupon, the Mayor read Sections 1-3 of the Charter Ordinance for the record, as follows:

Section 1. The City, by the power vested in it by Article 12, Section 5, of the Constitution of the state of Kansas, hereby elects to exempt itself from and make inapplicable to it the provisions of K.S.A. 12-1758 and provide substitute and additional provisions as hereinafter set forth in this ordinance. Such referenced provisions are either enactments or a part thereof, which are applicable to the City but are not applicable uniformly to all cities. Such substitute and additional provisions of K.S.A. 12-1758 shall be as follows:

The City, by ordinance, may create a public building commission for the purposes of acquiring and improving a site or sites for and acquiring, constructing, reconstructing, equipping and furnishing a building or other facilities of a revenue producing character, including recreational facilities or parking facilities, or for purchasing or otherwise acquiring such building or buildings or facilities. Such buildings, facilities or sites shall be maintained and operated for a county courthouse, the housing and accommodation of county offices or any county business, for city, school district or recreation commission recreational facilities, including, but not limited to, public aquatic facilities, gymnasium facilities and athletic fields, or for such other purposes as are commonly carried on in connection with such facilities; or in county courthouses and general city buildings, and including administrative offices for school districts and recreation commissions and housing, accommodations and parking facilities for offices of state and federal agencies.

Section 2. This ordinance shall be published once each week for two consecutive weeks in the official City newspaper.

Section 3. This is a charter ordinance and shall take effect 61 days after final publication, unless a sufficient petition for a referendum is filed and a referendum held on this ordinance as provided in Article 12, Section 5 (c)(3) of the Constitution of the state of Kansas, in which case this ordinance shall become effective if approved by the majority of the electors voting thereon.

Thereupon, Commissioner Jackson asked that this item be tabled. It was further discussed this is the first step in establishing a Public Building Commission for the purpose of developing a recreational facility. Once adopted the ordinance will be published two times, 7 days apart, the second of which will start a 60 day protest period. The Public Building Commission will consist of 2 members of the City Commission, 2 members appointed by the School Board, and 1 member from the Ottawa Recreation Commission. The motion was considered and upon being put, passed by the following vote: Commissioner Jackson nay, Commissioner Gillette aye, Commissioner Fler aye, Commissioner Henningsen aye, and Mayor Ramsey aye. Thereupon, the Mayor declared the Charter Ordinance duly adopted and the Charter Ordinance was duly numbered Charter Ordinance No. 15-01.

Street Rehabilitation

Thereupon, there was presented a list of street rehabilitation projects submitted by Public Works Director Andy Haney as follows:

<u>STREET</u>	<u>FROM</u>	<u>TO</u>
Ash	2 nd	7 th
Cedar	1 st	15 th
Beech	5 th	7 th
North	Davis	Mulberry
Walton	Cherry	Lincoln
8 th	Cherry	Lincoln
Hamblin	Cherry	Lincoln
Burrough	7 th	Walton
7 th	Oak	Cherry
10 th	Willow	Olive

Thereupon, Commissioner Gillette made a motion to approve these proposed street rehabilitation projects with the exception of Cedar Street 1st to 15th, and that Killough Construction be contacted to begin as soon as possible to address these projects in order of their priority as outlined by the Street Superintendent. Commissioner Henningsen seconded the motion. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the motion duly approved.

Monthly Financial and Activity Report – August 2001

Thereupon, there was presented the Monthly Financial and Activity Reports for the month of August 2001. Thereupon, Commissioner Jackson made a motion, seconded by Commissioner Fler, to approve these reports. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the Monthly Financial and Activity Report for the month of August 2001 duly approved.

October 17, 2001

Reports by Interim Co-City Managers

Thereupon, Public Works Director Andy Haney was called upon to bring the Governing Body up to date on the "Make A Difference Day" scheduled for October 27, 2001. Thereupon, Public Works Director Andy Haney reported currently there is about 240 volunteers ready to go to work at 7 a.m., October 27, 2001, to plant 1,339 bushes in one hour. This may be a Guinness Record. The Ottawa Kiwanis will be serving breakfast to the volunteers immediately following completion of the project.

Announcements

Thereupon, the Mayor announced:

1. There will be a Joint City/County/School meeting to day at Noon at the USD 290 Board Office.
2. There will be a Work Study Session on October 22, 2001, at 3 p.m.
3. There will be a Work Study Session on October 29, 2001, at 4 p.m.
4. There will be a Work Study Session on November 5, 2001, at 4 p.m.

NEXT REGULAR MEETING: NOVEMBER 7, 2001, AT 7 P.M.

Adjournment

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

Scott D. Bird, City Clerk

October 17, 2001

STUDY SESSION MINUTES

OTTAWA, KANSAS

Minutes of October 22, 2001

The City Governing Body met at 3 p.m. this date with the following members present and participating to wit: Mayor Ramsey, Commissioner Henningsen, Commissioner Fleer, Commissioner Jackson, and Commissioner Gillette. A quorum was present.

The Mayor called the meeting to order and asked for public comments.

Public Comments

None offered at this time.

Truck Parking

Thereupon, the Governing Body reviewed a proposed ordinance for consideration of truck parking restrictions and amending Section 13-304 of the Ottawa Municipal Code. Thereupon, the Governing Body requested revisions to the ordinance be made and brought back to the November 7, 2001, Work Study Session.

Public Safety Building Roof

Thereupon, the Governing Body reviewed a request with Fire Chief Jeff Carner regarding proposed repairs to the roof at the Public Safety Building. Thereupon, the Governing Body agreed by consensus to authorize the request of \$4,500 from General Fund Contingency for the needed roof repairs.

Convention and Tourism Committee Appointment

Thereupon, Mayor Ramsey asked the Governing Body for a consensus to allow Joan Tyson to be reappointed to serve another year on the Convention and Tourism Committee. Thereupon, the Governing Body agreed by consensus to this appointment.

Comprehensive Plan

Thereupon, the Governing Body reviewed an ordinance to adopt the Comprehensive Plan of the City of Ottawa as a requirement of the Department of Commerce Economic Development Grant. Thereupon, the Governing Body agreed by consensus to place this item on the November 7, 2001, Regular City Commission agenda.

October 22, 2001

City Manager Search

Thereupon, the Governing Body discussed revisions to the position summary and the ad for the City Manager Search. The Governing Body agreed to revisions and requested staff update the information and forward it to the League of Kansas Municipalities.

Open Agenda

Thereupon, Mayor Ramsey asked for an update on the Skateboard Park insulation. Thereupon, Public Works Director Andy Haney stated the insulation process has been completed and sound tested. Thereupon, Mayor Ramsey discussed the temporary restroom being removed until after Halloween.

Announcements

Thereupon, the Mayor announced:

1. There will be a Work Study Session on October 29, 2001, at 4 p.m.

Adjournment

There being no further business to come before the Governing Body, it was moved and seconded to adjourn the meeting. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the meeting duly adjourned.

Scott D. Bird, City Clerk

October 22, 2001

STUDY SESSION MINUTES

OTTAWA, KANSAS

Minutes of October 29, 2001

The City Governing Body met at 4 p.m. this date with the following members present and participating to wit: Mayor Ramsey, Commissioner Henningsen, Commissioner Fleer, Commissioner Jackson, and Commissioner Gillette. A quorum was present.

The Mayor called the meeting to order and asked for public comments.

Public Comments

Thereupon, Mr. Wilfred Bugner visited with the Governing Body regarding his continuing concerns at the Skateboard Park.

Review of Minutes

Thereupon, the Governing Body reviewed and accepted the minutes of October 15, 2001, and October 22, 2001.

Substance Abuse Policy

Thereupon, the Governing Body reviewed with Director of Human Resources Judy Hasty a policy to implement pre-employment drug testing for all positions. Thereupon, the Governing Body agreed by consensus to place this item on the November 7, 2001, City Commission agenda with one noted change as follows: Section VII, Subsection 1, second sentence shall read, "Those individuals will be prohibited from employment with the City for **3 years** from the date of the test unless they provide certified documentation of successful completion of a substance abuse rehabilitation program."

Mental Health Agreement

Thereupon, the Governing Body discussed with Human Resource Director Judy Hasty and Franklin County Mental Health representatives Ms. Glenda Young and Mr. Reg Ayers a proposal to establish a formal Employee Assistance Program as part of the Substance Abuse Program. Thereupon, the Governing Body agreed by consensus to place this item on the November 7, 2001, City Commission agenda.

Ordinance – Amending Zoning Ordinance 2933-90, (Townhome Regulations)

Thereupon, the Governing Body reviewed an ordinance to amend Article X-A, Section 10, regarding Townhome regulations of the Zoning Ordinance 2933-90 for the City of Ottawa.

October 29, 2001

During discussion it was explained the City of Ottawa Planning Commission had held a public hearing to consider this amendment to Article X-A, Section 10, and adding Article X-B and recommends its approval to the City Commission, by a vote of 6-0 with 1 abstention. Thereupon, the Governing Body agreed by consensus to place this item on the November 7, 2001, City Commission agenda.

Ordinance - Rezone 500 Block of Spruce Street

Thereupon, the Governing Body reviewed an ordinance to rezone an area in the 500 Block of Spruce Street from R (Single-Family Dwelling District) to R-TH (Townhome Dwelling District).

During discussion it was explained the Planning Commission held a public hearing to consider this rezone request and recommends its approval to the City Commission, by a vote of 6-0 with 1 abstention. Thereupon, the Governing Body agreed by consensus to place this item on the November 7, 2001, City Commission agenda.

Ordinance – Amend Zoning Ordinance 2933-90 Appendix A (Church & School Parking)

Thereupon, the Governing Body reviewed an ordinance to amend Appendix A of Ordinance No. 2933-90, the Zoning Ordinance with the City of Ottawa.

During discussion it was explained the Planning Commission had held a public hearing to consider this amendment of Appendix A, which will allow parking lots in residential area as a special use and recommends its approval to the City Commission, by a vote of 6-0. Thereupon, the Governing Body agreed by consensus to place this item on the November 7, 2001, City Commission agenda.

Vision Report

Thereupon, the Chair of the Vision Program Blaine Finch provided the Governing Body an updated report. Mr. Finch reported on the current campaigns, which include the following:

1. Working with the KSU students to provide input upon which they will base their projects.
2. Working with Rebecca Bryant of Fayetteville, Arkansas, the creative consultant, on ways to market the Vision Program and develop a survey instrument.
3. Working to get the ads concerning Work Groups out to the public in order to solicit another round of volunteers.

4. Working to analyze every significant survey or study conducted in Ottawa for the last 18 years and synthesizing the recommendations and survey data they contained into one usable document.
5. Working on planning a series of public meetings to enhance and expand the results obtained from the survey to be released later this year.

Mr. Finch stated in coming months they will be working on the following items:

1. Increasing citizen participation.
2. Getting the media more actively involved.
3. Becoming more aggressive in the use of the media.
4. Increase government participation in the Visioning process, to include City, County, and School District leaders thinking about Vision as a vehicle to assist in ascertaining the will of the public before making plans that involve large expenditures.
5. Make up for lost time by accelerating the timetable a bit.

Mr. Finch closed by thanking the Commissioners for their support and attendance of Vision functions.

Veterans of Foreign Wars Post 5901-Buddy Poppies & Flag Holders

Thereupon, the Governing Body agreed by consensus to allow Veterans of Foreign Wars Post 5901 and its Ladies Auxiliary to distribute buddy poppies in Ottawa November 10, 2001, and permission for Scout Troop 74, sponsored by the Post, to solicit donations for a fund to replace flag holders in the county cemeteries.

Open Agenda

Thereupon, Commissioner Jackson commented that the ORC's minutes are too brief and not detailed enough.

Thereupon, Commissioner Henningsen asked if the revised information on Truck Parking would be coming back at the November 7, 2001, meeting. Thereupon, Co-City Managers Scott Bird and Bob Bezek stated it would be.

Thereupon, the Governing Body discussed the Monthly Financial and Activity Report for the month of September.

Announcements

Thereupon, the Mayor announced:

1. There will be a Work Study Session on November 7, 2001, at 6 p.m.
2. There will be a Work Study Session on November 12, 2001, at 4 p.m.
3. There will be a Work Study Session on November 19, 2001, at 4 p.m.

NEXT REGULAR MEETING: NOVEMBER 7, 2001, AT 7 P.M.

Adjournment

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

Scott D. Bird, City Clerk

October 29, 2001

City Commission
Regular Meeting Minutes
Ottawa, Kansas
November 7, 2001

The City Governing Body met at 7 p.m. this date with the following members present and participating to wit: Mayor Ramsey, Commissioner Henningsen, Commissioner Jackson, Commissioner Fleer, and Commissioner Gillette. A quorum was present.

Thereupon, the Mayor called the meeting to order and welcomed the Chamber audience. The Mayor led the Pledge of Allegiance to the American flag and the Invocation was given by Rev. Leroy Rayson.

Agenda Approval

Thereupon, Commissioner Fleer made a motion, seconded by Commissioner Jackson, to approve the agenda as presented. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the agenda duly approved.

Approval of Minutes

Thereupon, Commissioner Jackson made a motion, seconded by Commissioner Gillette, to approve the minutes of the Regular City Commission meeting of October 17, 2001, as presented. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the minutes duly approved.

Public Comments

Thereupon, the Governing Body heard from Mr. Jimmie Tolson, 946 East 7th, who questioned the Public Work Director's flight to Norman, Oklahoma, money in the street rehabilitation fund, and asked for some attention to the culvert at his corner located at the corner of 7th and Lincoln Street.

Communications

Thereupon, the Governing Body reviewed a letter from Cox Communications asking for a 120-day extension on the franchise agreement, which had been previously discussed by the Governing Body in Work Study Session. Thereupon, Commissioner Gillette made a motion, seconded by Commissioner Jackson, to approve the agreement. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the motion duly approved.

November 7, 2001

City of Ottawa
Regular Meeting Minutes
November 7, 2001
Page 99

Public Hearing

Thereupon, the Mayor opened a public hearing to consider condemnation on the following structures: 815 Pecan, 722 N. Mulberry, 823 N. Hickory, 101 S. Cedar, 511 W. 2nd, and 320 E. 2nd.

Thereupon, Co-Interim City Manager Bob Bezek explained this is Phase II of the Condemnation's and a resolution will be brought back to the Governing Body in the near future.

There being no one else to speak to this issue the Mayor closed the public hearing.

New Business

Substance Abuse Policy

Thereupon, there was presented a resolution amending the policies concerning employment as adopted by Resolution No. 970-97 effective January 1, 1998; amended by Resolution 994-98 effective July 15, 1998; amended by Resolution 1148-01 effective September 19, 2001, of the City of Ottawa, Kansas, and rescinding Resolution No. 510-90. Thereupon, Commissioner Jackson made a motion, seconded by Commissioner Gillette, to adopt the resolution.

During discussion it was explained, in the Year 2000 Kansas Eastern Region Insurance Trust (KERIT), the City's worker's compensation provider developed a protocol requiring members to implement a substance abuse policy to include pre-employment drug testing for all positions to be in place by 2001. This resolution implements such a policy. 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. 1153-01.

Agreement with Franklin County Mental Health

Thereupon, there was presented a resolution authorizing an agreement between the City of Ottawa, Kansas, and Franklin County Mental Health Clinic, Inc. Thereupon, Commissioner Jackson made a motion, seconded by Commissioner Henningsen, to adopt the resolution.

During discussion it was explained this agreement had been reviewed during the October 22, 2001, Work Study Session as part of the Substance Abuse Policy. It

formalizes a relationship between the City and Franklin County Mental Health. Training will be provided by Franklin County Mental Health at \$75 per hour and client services will be charged at \$60 per hour. It was further explained that the City has had an informal relationship with Franklin County Mental Health for some time and this action will formalize this arrangement. 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. 1154-01.

Townhome Zoning

Thereupon, there was presented an ordinance to amend Article X-A, Section 10, regarding Townhome regulations of the Zoning Ordinance 2933-90 for the City of Ottawa, Kansas. Thereupon, Commissioner Gillette made a motion, seconded by Commissioner Jackson, to adopt the ordinance.

During discussion it was explained that the Planning Commission had held a public hearing to consider this amendment to Article X-A, Section 10, adding Article X-B, and recommended its approval to the City Commission, by a vote of 6-0 with 1 abstention. This ordinance takes Townhomes out of the current R-3 zoning and establishes a new Residential Townhome (R-TH) classification. The motion was considered and upon being put, passed by the following vote: Commissioner Jackson aye, Commissioner Gillette aye, Commissioner Fleer nay, Commissioner Henningsen aye, and Mayor Ramsey aye. Thereupon, the Mayor declared the ordinance duly adopted and the ordinance was duly numbered Ordinance No. 3384-01.

Rezone 500 Block of Spruce

Thereupon, there was presented an ordinance to rezone an area in the 500 Block of Spruce Street from R (single-family dwelling district) to R-TH (Townhome Dwelling District). Thereupon, Commissioner Jackson made a motion, seconded by Commissioner Henningsen, to adopt the ordinance.

During discussion it was explained that the Planning Commission held a public hearing to considered this rezone request and recommended its approval to the Governing Body by a vote of 6-0 with 1 abstention. This ordinance rezones the west side of the 500 Block of Spruce to Residential Townhomes and makes way

for a 16-unit development project. The motion was considered and upon being put, passed by the following vote: Commissioner Gillette aye, Commissioner Fleer nay, Commissioner Henningsen aye, Commissioner Jackson aye, and Mayor Ramsey aye. Thereupon, the Mayor declared the ordinance duly adopted and the ordinance and the ordinance was duly numbered Ordinance No. 3385-01.

Special Use-Church and School Parking Lots

Thereupon, there was presented an ordinance to amend Appendix A of Ordinance No. 2933-90, the Zoning Ordinance, for the City of Ottawa, Kansas. Thereupon, Commissioner Henningsen made a motion, seconded by Commissioner Fleer, to adopt the ordinance.

During discussion it was explained that the Planning Commission had held a public hearing to consider this amendment of Appendix A, which will allow parking lots within 300 feet of a school or church in residential areas as Special Use only. The Planning Commission recommended approval to the City Commission, by a vote of 6-0. 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. 3386-01.

Comprehensive Plan

Thereupon, there was presented an ordinance by the Governing Body of the City of Ottawa, Kansas, adopting the Comprehensive Plan of the City of Ottawa, Kansas, for the purpose of applying for an economic development grant through the U.S. Department of Commerce. Thereupon, Commissioner Fleer made a motion, seconded by Commissioner Jackson, to adopt the ordinance.

During discussion it was explained that this ordinance was prepared as a requirement of the Department of Commerce Economic Development Grant that the City has applied for. One of those requirements is that the City must adopt its Comprehensive Plan within the year of application. It was further noted that staff is working with a representative of the Department of Commerce who is aware that the City is preparing a new Comprehensive Plan. The Department of Commerce is willing to move forward with the grant upon the adoption of the current Comprehensive Plan. The current plan was prepared in 1998 and originally adopted January 3, 1990, and periodically updated. 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. 3387-01.

Monthly Financial and Activity Report-September 2001

Thereupon, there was presented the Monthly Financial and Activity Report for the month of September 2001. Thereupon, Commissioner Henningsen made a motion, seconded by Commissioner Fleer, to accept the reports. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the Monthly Financial and Activity Report for the month of September 2001 duly approved.

Reports by Youth Delegates

Thereupon, the Mayor explained the Governing Body had assigned the Youth Council to report back to the Governing Body with recommendations regarding the skateboard park.

Reports by Mayor

Thereupon, the Mayor noted that a petition process has been started to defeat the Public Building Commission Charter Ordinance. He further stated he believed there were some inaccuracies regarding this issue. Mayor Ramsey explained that the Public Building Commission is a way for government entities to work together, in this case, Ottawa Recreation Commission, USD 290, and the City of Ottawa to come together in one effort for the betterment of the community.

Announcements

Thereupon, the Mayor announced:

1. There will be a Work Study Session on November 12, 2001, at 3:30 p.m.
2. There will be a Work Study Session on November 19, 2001, at 4 p.m.
3. There will be a Work Study Session on November 26, 2001, at 4 p.m.

NEXT REGULAR MEETING: NOVEMBER 21, 2001, AT 9:30 A.M.

Adjournment

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

Scott D. Bird, City Clerk

**STUDY SESSION MINUTES
OTTAWA, KANSAS
Minutes of**

November 7, 2001

The City Governing Body met in Work Study Session at 6 p.m. this date with the following members present and participating to wit: Mayor Ramsey, Commissioner Jackson, Commissioner Henningsen, Commissioner Fler, and Commissioner Gillette. A quorum was present.

The Mayor called the meeting to order and asked for public comments.

Public Comments

None offered at this time.

Review of Minutes

Thereupon, the Governing Body reviewed and accepted the Work Study Session Minutes of October 29, 2001.

Review of Agenda

Thereupon, the Governing Body reviewed the tentative agenda for the Regular City Commission meeting November 7, 2001.

Solid Waste Containment Area Renovation

Thereupon, the Governing Body reviewed a letter from Mr. Bob Harshaw of Harshaw Research who requested permission to renovate the trash containment area behind his business located at the northwest corner of Second and Main. The Governing Body considered this request and granted its approval and suggested he may want to work with the Main Street Design Committee.

Request for Removal of a Park Bench in Front of a Downtown Business

Thereupon, the Governing Body reviewed a letter from Mr. Mark Feldkamp of Feldkamp Furniture, 220 S. Main, who requested a park bench be removed from the sidewalk immediately in front of his business. Mr. Feldkamp stated it had become an attraction for young people to use as a hangout. The Governing Body considered this request and denied same.

November 7, 2001

Ordinance -Truck Parking

Thereupon, the Governing Body reviewed a proposed truck-parking ordinance to regulate trucks parking on city rights-of-way. Thereupon, Commissioner Gillette explained the process that had brought the Governing Body to this point. Commissioner Gillette further stated he had received several communications regarding this issue and had come to the conclusion that the city is not ready, at this time, to take any action. Thereupon, Commissioner Henningsen stated she had received numerous communications and she also did not want to proceed with this ordinance. However, Commissioner Henningsen stated there is a need to address the situation at Thirteenth Street.

During discussion the Governing Body agreed they would consider an ordinance to control parking on the 100 Block of West Thirteenth Street, Park Street, and Hickory Street adjacent to City Park.

Open Agenda

Thereupon, the Governing Body discussed the possibility of moving the skateboard park. After lengthy discussion, Mayor Ramsey and Commissioner's Jackson and Gillette stated they were not in favor of moving the skateboard park. Thereupon, Mayor Ramsey directed Co-City Manager Scott Bird to contact the Kansas Department of Health and Environment regarding the use of temporary restroom facilities in this area.

Announcements

Thereupon, the Mayor announced:

1. There will be a Work Study Session on November 12, 2001, at 3:30 p.m.
2. There will be a Work Study Session on November 19, 2001, at 4 p.m.
3. There will be a Work Study Session on November 26, 2001, at 4 p.m.
4. There **will not** be a Work Study Session on December 5, 2001.
(National League of Cities meeting in Atlanta)
5. There **will not** be a Regular City Commission meeting on December 5, 2001. (National League of Cities meeting in Atlanta)
6. There will be a Regular City Commission meeting on December 19, 2001, at 9:30 a.m.

NEXT REGULAR MEETING: NOVEMBER 21, 2001, AT 9:30 A.M.

November 7, 2001

City of Ottawa

Thereupon, the Mayor asked those in attendance to join the Governing Body in the City Commission Chambers for the regular meeting.

Adjournment

There being no further business to come before the Governing Body, it was moved and seconded to adjourn the meeting. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the meeting duly adjourned.

Scott D. Bird, City Clerk

November 7, 2001

**STUDY SESSION MINUTES
OTTAWA, KANSAS
Minutes of**

November 12, 2001

The City Governing Body met at 3:30 p.m. this date with the following members present and participating to wit: Mayor Ramsey, Commissioner Jackson, Commissioner Gillette, and Commissioner Henningsen. Commissioner Fleer absent. A quorum was present.

The Mayor called the meeting to order and asked for public comments.

Public Comments

Thereupon, Ms. Sue Arnett, 925 N. King Street, complained she had received a letter from the City regarding her pet chickens. Thereupon, the Governing Body remanded this issue to Co-Interim City Manager Bob Bezek.

Ottawa Law Enforcement Center

Thereupon, the Governing Body reviewed with Mr. Earl Devore an update of the Law Enforcement Center project and discussed the pros and cons of using a Construction Manager. Thereupon, the Governing Body agreed to use a Construction Manager if this project goes forward and directed staff to explore possible candidates for this position.

Neighborhood Revitalization

Thereupon, the Governing Body reviewed a recommendation to include the following properties in the Neighborhood Revitalization Program: 136 S. Poplar, 116 S. Elm, 809 Pecan, 105 E. 12th, 113 N. Oak, 1400 N. Sycamore, and 736 N. Cherry. The Governing Body agreed to place this item on the agenda for November 21, 2001.

Fringe Benefit Design Agreement

Thereupon, the Governing Body discussed with Human Resource Director Judy Hasty a proposal to renew the contract with Fringe Benefit Design, Inc., the City's Section 125 Administrator for the Cafeteria Plan and agreed to place this item on the agenda for November 21, 2001.

November 12, 2001

City of Ottawa
Study Session Minutes
November 12, 2001

Loan Agreement KDHE

Thereupon, Co-City Manager Scott Bird explained the loan agreement with KDHE had a flaw in the effective date and the Kansas Department of Health and Environment asked that a new ordinance be adopted with the effective date of October 9, 2001. The Governing Body considered this issue and agreed to place this re-adoption on the November 21, 2001, Regular City Commission agenda.

Friends of the Prairie Spirit Rail Trail Request 5K Run

Thereupon, the Governing Body reviewed a letter from the Friends of the Prairie Spirit Rail Trail to conduct a 5K Run on June 8, 2002, within the City of Ottawa.

Thereupon, the Governing Body heard from Mr. Dan Pickert representing the Friends of the Prairie Spirit Rail Trail who stated they would like to make this event bigger in the future, perhaps starting in Princeton, Kansas, and ending at the Old Depot Museum. The Governing Body considered this request and granted its approval.

Holiday Discussion

Thereupon, the Governing Body considered a proposal by the Mayor to grant City Employees December 24, 2001, off as a paid holiday. This discussion was in light of the fact that Christmas falls on a Tuesday. The Governing Body considered this request and granted its approval.

During discussion the issue of Martin Luther King Day being declared an official city holiday was raised and it was agreed that this date should be recognized in lieu of a floating holiday and the city employees would continue to receive 11 holidays; 8 recognized and 3 floating. The Governing Body agreed to place a resolution to this effect on the Regular City Commission Meeting agenda of November 21, 2001.

Announcements

Thereupon, the Mayor announced:

1. There will be a Work Study Session on November 19, 2001, at 4 p.m.
2. There will be a Work Study Session on November 26, 2001, at 4 p.m.
3. There will not be a Work Study Session on December 3, 2001.
4. There will not be a Regular City Commission meeting on December 5, 2001.
(National League of Cities Meeting in Atlanta)

NEXT REGULAR MEETING: NOVEMBER 21, 2001, AT 9:30 A.M.

November 12, 2001

City of Ottawa
Study Session Minutes
November 12, 2001
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Adjournment

There being no further business to come before the Governing Body it was moved and seconded to adjourn the meeting. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the meeting duly adjourned.

Scott D. Bird, City Clerk

November 12, 2001

**STUDY SESSION MINUTES
OTTAWA, KANSAS
Minutes of**

November 19, 2001

The City Governing Body met at 4 p.m. this date with the following members present and participating to wit: Mayor Ramsey, Commissioner Henningsen, Commissioner Fleer, and Commissioner Gillette. Commissioner Jackson was absent. A quorum was present.

The Mayor called the meeting to order and asked for public comments.

Public Comments

None offered at this time.

Review of Minutes

Thereupon, the Governing Body reviewed and accepted the minutes of November 7, 2001.

Review of Agenda

Thereupon, the Governing Body reviewed the tentative agenda for November 21, 2001.

Service Awards

Thereupon, the Governing Body agreed by consensus to place this item on the November 21, 2001, Regular City Commission meeting.

Request for use of the Auditorium

Thereupon, the Governing Body deferred this item to the November 21, 2001, Regular City Commission meeting.

Ordinance - Airport Annexation

Thereupon, the Governing Body reviewed an ordinance to annex the Ottawa Municipal Airport into the City of Ottawa, Kansas, city limits. Thereupon, the Governing Body agreed by consensus to place this item on the November 21, 2001, Regular City Commission agenda.

November 19, 2001

Fairway Vista

Thereupon, the Governing Body discussed a request from Mr. Dan Bloom, Coyote Investments to accept the completion of Fairway Vista. Thereupon, the Governing Body agreed by consensus to place this item on the November 21, 2001, Regular City Commission agenda with the understanding a warranty bond will be provided by the 21st or this item will be removed from the agenda.

Designation of Recognized Holidays

The Governing Body agreed by consensus to place this item on the Regular City Commission agenda for November 21, 2001.

Resolutions - Phase II Condemnations

Thereupon, the Governing Body reviewed the following properties ready for condemnation: 320 E. 2nd, 511 W. 2nd, 101 S. Cedar, 823 N. Hickory, 722 N. Mulberry, and 815 Pecan. Thereupon, the Governing Body agreed by consensus to place these properties on the November 21, 2001, Regular City Commission agenda.

Cereal Malt Beverage Licenses – Not for Consumption

Thereupon, the Governing Body reviewed applications from the following businesses for the sale of CMB not for consumption on the premises. Co-op Country Store, Amoco, Conoco, Country Mart, North Casey's, West Casey's, Wood Oil, Wood Mini-mart, Wal-Mart Stores, Total Stop N Save, and Lookout, Inc. Thereupon, the Governing Body agreed by consensus to place these items on the November 21, 2001, Regular City Commission agenda.

Cereal Malt Beverage Licenses – For Consumption

Thereupon, the Governing Body reviewed applications from the following businesses for the sale of CMB for consumption on the premises. Bishop's Brew, Ottawa Antique Mall & Restaurant, Pizza Hut of America, Pizza Village and Poncho's.

Open Agenda

Thereupon, Commissioner Fleer stated a citizen had asked her about the possibility of the swimming pool being repaired and left where it is.

In addition Commissioner Fleer also asked about the street width in ECKAN Estates.

Thereupon, Mayor Ramsey announced Commissioner Gillette will be distributing proclamations at First Baptist Church, Sunday, November 25, 2001, on behalf of the City of Ottawa and Franklin County to honor all emergency personnel and volunteers by recognizing and thanking those who serve our community with understanding and compassion.

In addition Mayor Ramsey stated the City has gotten over one hurdle of the Economic Development Grant for \$750,000.

Thereupon, Mayor Ramsey asked the Governing Body if they could foresee any problems with ATI expanding 1-2 acres by purchasing a piece of city property located immediately north of their current facility and if there was a consensus to allow staff to explore this possibility. The Governing Body agreed by consensus to allow staff to move forward on this expansion request.

Announcements

Thereupon, the Mayor announced:

1. There will be a Work Study Session November 26, 2001, at 4 p.m.
2. There **will not** be a Work Study Session December 3, 2001. (National League of Cities Meeting in Atlanta)
3. There **will not** be a Work Study Session December 5, 2001. (National League of Cities Meeting in Atlanta)
4. There **will not** be a City Commission Meeting on December 5, 2001. (National League of Cities Meeting in Atlanta)
5. There will be a Work Study Session December 10, 2001, at 4 p.m.

NEXT REGULAR MEETING: NOVEMBER 21, 2001, AT 9:30 A.M.

Adjournment

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

Scott D. Bird, City Clerk

November 19, 2001

City Commission
Regular Meeting Minutes
Ottawa, Kansas
November 21, 2001

The City Governing Body met at 9:30 a.m. this date with the following members present and participating to wit: Mayor Ramsey, Commissioner Henningsen, Commissioner Jackson, Commissioner Fleer, and Commissioner Gillette. A quorum was present.

Thereupon, the Mayor called the meeting to order and welcomed the Chamber audience. The Mayor led the Pledge of Allegiance to the American flag and the Invocation was given by Rev. Leroy Rayson.

Agenda Approval

Thereupon, Commissioner Gillette made a motion, seconded by Commissioner Jackson, to approve the agenda as presented. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the agenda duly approved.

Public Comments

Thereupon, Mayor Ramsey responded to Mr. Jimmie Tolson's question from a previous meeting as follows:

1. The Mayor acknowledged the flight to Norman, Oklahoma, was paid for.
2. There is \$1.1 million in the Street Rehabilitation Fund.
3. The Mayor stated staff will look into the problem culvert. Thereupon, City Clerk Scott D. Bird responded the culvert has been ordered.

Presentations and Recognitions:

Thereupon, the Mayor recognized and thanked the following employees for their years of service with the City of Ottawa:

- 10 years-** Tim Ahrens, Troy Gavel, Tony Reed, and Jim Bradley
25 years- Carl Elder, Larry Fisher, and Dave Brooks

November 21, 2001

Communications

Thereupon, the Governing Body reviewed a request from the VFW Ladies Auxiliary requesting the use of Ottawa Municipal Auditorium on February 2, 2002. The Governing Body agreed to allow the VFW Auxiliary to use the auditorium on February 2, 2002, if the auxiliary would be responsible for clean up so that the auditorium wouldn't incur cleaning charges for the auxiliary event.

Neighborhood Revitalization

Thereupon, Commissioner Henningsen made a motion, seconded by Commissioner Fleer, to include the following properties in the Neighborhood Revitalization Program: 136 S. Poplar, 116 S. Elm, 809 Pecan, 105 E. 12th, 113 N. Oak, 1400 N. Sycamore, and 736 N. Cherry. Thereupon, the motion was considered and upon being put, passed by the following vote: Commissioner Fleer aye, Commissioner Henningsen aye, Commissioner Jackson abstained, Commissioner Gillette abstained, and Mayor Ramsey aye.

Thereupon, the Mayor declared the request for 136 S. Poplar, 116 S. Elm, 809 Pecan, 105 E. 12th, 113 N. Oak, 1400 N. Sycamore, and 736 N. Cherry duly approved as part of the Neighborhood Revitalization Program.

Resolution – Agreement with FBD Consulting, Inc.

Thereupon, there was presented a resolution authorizing an agreement between the City of Ottawa, Kansas, and FBD Consulting, Inc. Thereupon, Commissioner Henningsen made a motion, seconded by Commissioner Jackson, to accept the renewal of the contract with Fringe Benefit Design, Inc.

During discussion it was explained the renewal of the contract is for the administration of the City's Flexible Benefit Plan with no increase in fees expected for the upcoming plan 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. 1155-01.

Ordinance – Loan Agreement between City of Ottawa, Kansas, and the State of Kansas

Thereupon, there was presented an ordinance authorizing the execution of a loan agreement between the City of Ottawa, Kansas, and the State of Kansas, acting by and through the Kansas Department of Health and Environment for the purpose of obtaining a loan from the Kansas Water Pollution Control Revolving Fund for the purpose of financing the construction of a wastewater treatment facility in the City of Ottawa. Thereupon, Commissioner Gillette made a motion, seconded by Commissioner Fleer, to accept this ordinance as presented.

During discussion it was explained this ordinance would expedite the loan agreement with KDHE, this ordinance was originally considered on September 19, 2001. However, the loan agreement was not ready for execution until October 9, 2001. KDHE requested the City of Ottawa to re-adopt this ordinance to correct the date as stated in Section 1, with the correct date being October 9, 2001. 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. 3388-01.

Ordinance – Annexation – Ottawa Municipal Airport

Thereupon, there was presented an ordinance to annex the Ottawa Municipal Airport into the city limits of Ottawa, Kansas. Thereupon, Commissioner Henningsen made a motion, seconded by Commissioner Jackson, for approval of this ordinance.

During discussion it was explained a resolution had been received from the Franklin County Commission approving the annexation of this property. Thereupon, Commissioner Fleer stated as clarification even though she was not necessarily in favor of the total annexation she recognized the benefit to the City of Ottawa. 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. 3389-01.

Resolution – Public Improvements to Fairway Vista Subdivision

Thereupon, there was presented a resolution accepting public improvements within the Fairway Vista Subdivision in the City of Ottawa, Kansas. Thereupon, Commissioner Fleer made a motion, seconded by Commissioner Henningsen, to adopt this resolution.

During discussion it was explained all infrastructure improvements in the Fairway Vista Subdivision have been made and are ready to be accepted by the City. Staff recommendations are to adopt this resolution. Thereupon, Co-Interim City Manager Robert Bezek informed the Governing Body the warranty bond they requested had been received shortly before the meeting. Therefore, all requirements have been met. 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. 1156-01.

Resolution – Holiday Leave Policy

Thereupon, there was presented a resolution amending the holiday leave policy concerning employment as adopted by Resolution No. 970-97 dated January 1, 1998; and amended by Resolution No. 994-98 dated July 15, 1998; Resolution No. 1086-00 dated August 16, 2000, and Resolution No. 1148-01 dated September 19, 2001, of the City of Ottawa, Kansas. Thereupon, Commissioner Fleer made a motion, seconded by Commissioner Jackson, to accept the policy as presented.

During discussion it was explained all employees in the classified and unclassified services of the City and in, accordance with Section 3.5- Holiday Compensation shall receive eight (8) holidays as follows:

New Years Day	January 1
Martin Luther King Jr Day	Third Monday in January
Memorial Day	Last Monday in May
Independence Day	July 4
Labor Day	First Monday in September
Thanksgiving Day	4 th Thursday in November
The Day after Thanksgiving Day	4 th Friday in November
Christmas Day	December 25

Three (3) floating holidays will also be provided during each year. These days will be made available to certain new employees depending on their hire date:

HIRE DATE	NUMBER OF FLOATING DAYS
January 1 – April 30	3
May 1 – August 31	2
September 1 – December 31	1

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. 1157-01.

Phase II Condemnations

Thereupon, there was presented resolutions to condemn unsafe and dangerous structures located at **320 E. 2nd, 511 W. 2nd, 101 S. Cedar, 823 N. Hickory, 722 N. Mulberry, and 815 Pecan** all in the City of Ottawa, Kansas. It was recommended that Bill No. 2001-129 through Bill No. 2001-134 all be dealt with in one motion unless a particular property is removed. Thereupon, Commissioner Gillette made a motion, seconded by Commissioner Jackson, to approve all the Resolutions at the same time.

During discussion it was explained these properties are included in the Phase II of the City condemnation process. All requirements have been met to declare these structures unsafe and to direct demolition. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared resolutions for **320 E. 2nd, 511 W. 2nd, 101 S. Cedar, 823 N. Hickory, 722 N. Mulberry, and 815 Pecan** duly adopted and the resolutions were duly numbered as follows:

320 E. 2 nd	Resolution No. 1158-01
511 W. 2 nd	Resolution No. 1159-01
101 S. Cedar	Resolution No. 1160-01
823 N. Hickory	Resolution No. 1161-01
722 N. Mulberry	Resolution No. 1162-01
815 Pecan	Resolution No. 1163-01

Licenses – Cereal Malt Beverage – Not for Consumption

Thereupon, applications were reviewed from the following businesses for the sale of CMB not for consumption on the premises. Co-op Country Store, Amoco, Conoco, Country Mart, North Casey's, West Casey's, Wood Oil, Wood Mini-mart, Wal-Mart Stores, Total Stop N Save, and Lookout, Inc. Thereupon, Commissioner Henningsen made a motion, seconded by Commissioner Fleer, to accept the applications as presented. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the applications for licenses for CMB not for consumption duly approved as presented.

Licenses – Cereal Malt Beverage – For Consumption

Thereupon, applications were reviewed from the following businesses for the sale of CMB for consumption on the premises. Bishop's Brew, Ottawa Antique Mall & Restaurant, Pizza Hut of America, Pizza Village and Poncho's. Thereupon, Commissioner Fleer made a motion, seconded by Commissioner Gillette, to accept the applications as presented. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the applications for licenses for CMB for consumption duly approved as presented.

Reports by City Commission

Thereupon, Commissioner Gillette complimented the park staff on how nice the parks look and how well the parks are taken care of.

Thereupon, Commissioner Jackson thanked the Mayor for designating a "Sam Smith Day" in the City of Ottawa and in addition, thanked him for his participation in ECKAN activities. Thereupon, Commissioner Jackson thanked Andy Haney for the great job he did on the Main Street Corner Planting Project.

Thereupon, Commissioner Henningsen stated the Main Street Board would be looking at a replacement for Main Street Director Julie Prideaux due to her resignation.

Announcements

Thereupon, the Mayor announced:

1. There will be a Work Study Session November 26, 2001, at 4 p.m.
2. There **will not** be a Work Study Session on December 3, 2001. (National League of Cities Meeting in Atlanta)
3. There **will not** be a Work Study Session on December 5, 2001. (National League of Cities Meeting in Atlanta)
4. There **will not** be a City Commission Meeting on December 5, 2001. (National League of Cities Meeting in Atlanta)
5. There will be a Work Study Session on December 10, 2001, at 4 p.m.
6. There will be a Work Study Session on December 17, 2001, at 4 p.m.

NEXT REGULAR MEETING: DECEMBER 19, 2001, AT 9:30 A.M.

Executive Session

Thereupon, Commissioner Henningsen made a motion, seconded by Commissioner Jackson, to recess into Executive Session to discuss non-elected personnel for a period of 30 minutes and to reconvene in the Work Study Session Conference Room at 10:35 a.m. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the meeting duly recessed.

Reconvene

Thereupon, Commissioner Jackson made a motion, seconded by Commissioner Henningsen, to reconvene the meeting at 10:35 a.m. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the meeting duly reconvened.

Recess

Thereupon, Commissioner Jackson made a motion, seconded by Commissioner Fleer, to recess into Executive Session to discuss non-elected personnel for a period of 30 minutes and to reconvene in the Work Study Session Conference Room at 11:05 a.m. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the meeting duly recessed.

Reconvene

Thereupon, Commissioner Henningsen made a motion, seconded by Commissioner Gillette, to reconvene the meeting at 11:05 a.m. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the meeting duly reconvened.

Recess

Thereupon, Commissioner Jackson made a motion, seconded by Commissioner Henningsen, to recess into Executive Session to discuss non-elected personnel for a period of 20 minutes and to reconvene in the Work Study Session Conference Room at 11:25 a.m. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the meeting duly recessed.

Reconvene

Thereupon, Commissioner Jackson made a motion, seconded by Commissioner Gillette, to reconvene the meeting at 11:25 a.m. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the meeting duly reconvened.

Adjournment

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

Scott D. Bird, City Clerk

**STUDY SESSION MINUTES
OTTAWA, KANSAS
Minutes of**

November 26, 2001

The City Governing Body met at 3:30 p.m. this date with the following members present and participating to wit: Mayor Ramsey, Commissioner Henningsen, Commissioner Jackson, Commissioner Flear, and Commissioner Gillette. A quorum was present.

The Mayor called the meeting to order and asked for public comments.

Public Comments

There were none offered at this time.

Review of Minutes

Thereupon, the Governing Body reviewed and accepted the minutes of November 12, 2001, and November 19, 2001.

Market Adjustment Police Department

Thereupon, the Governing Body heard a presentation from Police Chief Jeff Herrman, Co-Interim City Managers Bob Bezek and Scott Bird, outlining a situation, which is becoming critical. The department is losing officers to the Johnson County area faster than they can be hired and trained. The department is two officers short currently, with a strong possibility of losing as many as two to three more in the next month and a half. In addition, advertising, training, and equipment cost have drastically increased as a result of a difficulty in recruitment and retention. The Chief presented graphs and charts that shows the city is over \$8,000 behind the average starting salary of the three major Johnson County cities Ottawa is losing officers to. As officers are trained and receive approximately two years of experience they are prime to be picked up by one of these departments, and as officers are recruited they in turn are remunerated for recruiting other officers. This has accelerated the exodus of officers.

After considerable discussion Commissioner Jackson made a motion, seconded by Commissioner Gillette, for a \$4,000 market adjustment for Commissioned Officers with the exception of Police Chief Jeff Herrman, effective immediately and asked that staff bring back a plan of action regarding bonuses and other possible incentives. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the motion duly approved.

Thereupon, Co-City Manager Scott D. Bird explained that a salary survey proposal would be brought to the Governing Body in the future.

November 26, 2001

Truck Parking

Thereupon, the Governing Body considered an ordinance designating parking restrictions within the City of Ottawa, Kansas. Thereupon, Public Works Director Andy Haney explained this would include 13th Street from Main to Kanza Park, Park Street south of City Park and would extend no truck parking to Park Street on Hickory. Thereupon, the Governing Body agreed to place this item on the December 19, 2001, Regular City Commission agenda.

Cedar Street Update

Thereupon, the Governing Body heard from Public Works Director Andy Haney who explained that a committee including himself, Utility Director Jim Bradley, and Environmental Coordinator Dale Howard had reviewed a list of engineering candidates for the Cedar Street Project and had narrowed the list down to two top candidates. One being BG Consultants and the other being Cook, Flatt, and Strobel. Both have been successful in other projects with the city.

Open Agenda

Thereupon, the Mayor noted a proclamation recognizing emergency personnel had been read and presented at the First Baptist Church during the Thanksgiving weekend and asked the Governing Body to accept this proclamation.

Thereupon, Commissioner Fleer asked a question regarding the relationship between wages and working conditions.

Thereupon, Mayor Ramsey asked if the bid on the front doors for City Hall had been received. Co-City Manager Scott Bird replied affirmatively. Mayor Ramsey asked that it be placed on a future agenda.

Thereupon, Commissioner Gillette stated he would be driving a car in the Christmas Parade and invited the Governing Body to ride along.

Announcements

Thereupon, the Mayor announced:

1. There **will not** be a Work Study Session December 3, 2001. (National League of Cities Meeting in Atlanta)
2. There **will not** be a Work Study Session December 5, 2001. (National League of Cities Meeting in Atlanta)
3. There **will not** be a City Commission Meeting on December 5, 2001. (National League of Cities Meeting in Atlanta)
4. There will be a Work Study Session December 10, 2001, at 4 p.m.
5. There will be a Work Study Session December 17, 2001, at 4 p.m.

NEXT REGULAR MEETING: DECEMBER 19, 2001, AT 9:30 A.M.

Adjournment

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

Scott D. Bird, City Clerk

November 26, 2001

**STUDY SESSION MINUTES
OTTAWA, KANSAS
Minutes of**

December 10, 2001

The City Governing Body met at 3:30 p.m. this date with the following members present and participating to wit: Mayor Ramsey, Commissioner Henningsen, Commissioner Jackson, Commissioner Fleer, and Commissioner Gillette. A quorum was present.

The Mayor called the meeting to order and asked for public comments.

Public Comments

None offered at this time.

Review of Minutes

Thereupon, the Governing Body reviewed the November 26, 2001, Study Session minutes. Thereupon, City Clerk Scott D. Bird stated he would like to bring these minutes back with an addition to the Market Adjustment Police Department section.

Police Building Construction Manager

Thereupon, the Governing Body discussed a proposal to hire Loyd Builders of Ottawa, Kansas, as Construction Manager for the Law Enforcement Facility. Thereupon, Co-City Manager Bob Bezek explained that proposals from 3 entities had been reviewed by himself, Co-Manager Scott Bird, and Architect Earl Devore, and a determination had been made to negotiate with Loyd Builders of Ottawa to perform Construction Manager services as follows: **½ percent** of the construction cost not to exceed \$12,500 would be charged for a preliminary contract including working through the bidding process; up to **1 percent** would be charged for the bonding cost of the project; and **6 ½ percent** of construction cost for the supervision of construction of the project. Thereupon, Commissioner Jackson made a motion, seconded by Commissioner Gillette, to hire Loyd Builders, as Construction Manager for the Law Enforcement Building keeping in mind a final approval of this project is yet to come. The motion was considered and upon being put, passed as follows: Commissioner Gillette aye, Commissioner Jackson aye, Commissioner Henningsen aye, Commissioner Fleer nay, and Mayor Ramsey aye. Thereupon, the Mayor declared the proposal to hire Loyd Builders as Construction Manager duly approved.

December 10, 2001

Public Building Commission

Thereupon, City Clerk Scott D. Bird reported that the County Clerk had validated the petition filed to defeat the Charter Ordinance to establish a Public Building Commission. Thereupon, Co-City Manager Bob Bezek explained the Governing Body had options which include: to declare an intent to kill the Charter Ordinance; to authorize a Special Election within 90 days; or to declare this Charter Ordinance invalid, pass another Charter Ordinance with an election date included that would coincide with the next regular election. Thereupon, the Mayor stated he would like to meet with representatives of USD 290, the Ottawa Recreation Commission, and the Youth Council.

Thereupon, Randy Vance Chairperson of the Ottawa Recreation Commission stated he was in support of a regroup on this project and the recreation commission has a growing constituency that is calling for additional facilities. This Public Building Commission was formulated in response to the ORC request to the City and the School District for some type of vehicle to facilitate those needs. He thanked the City for their receptiveness and their attempt to move forward. Mr. Vance stated he still believed the PBC could provide the lowest cost possibility for this project.

Thereupon, Mr. George Marstall stated he understands and recognizes the need for recreational facilities but was concerned about the language in Section 1 of the Charter Ordinance providing too much authority to a, “yet to be formed” commission.

Thereupon, Commissioners Jackson, Gillette, and Henningsen stated they were concerned about expending monies to conduct a Special Election. Thereupon, it was decided to discuss this issue at a meeting between USD 290, Ottawa Recreation Commission, and the City, and asked the Co-City Managers to set up such a meeting.

Ordinance – Rezone an area in 500 Block of Spruce

Thereupon, there was presented an ordinance to rezone an area in the 500 Block of Spruce Street from R (Single-Family Dwelling District to R-TH (Townhouse Dwelling District).

Thereupon, the Governing Body heard from Mr. John Merrell, who stated that the Planning Commission had reviewed this request, held a public hearing, and recommended to the City Commission, its approval by a vote of 5-0, with 1 abstention. He further explained that this is a continuation of the rezone in the same block by developers who wish to locate Townhomes in this area. The Governing Body considered this issue and agreed to place this item on the December 19, 2001, Regular City Commission agenda.

2001 Public Works Funds

Thereupon, Public Works Director Andy Haney informed the Governing Body that he had 2001 operating budget remaining which is sufficient to allow the purchase of a hydraulic drill to open/close the flood gates on the levy system at an estimated cost of \$9,000 and an I-Beam Hoist for the City Garage at \$6,000. The Governing Body reviewed these request and granted their approval.

Planning Grant – Kansas Dept. of Commerce & Housing

Thereupon, the Governing Body heard a report from Mr. Tom Yahl that the City Planning Department had received a grant in the amount of \$15,000 from the KDCH Community Building Grant and \$4,233 from the Flood Mitigation Assistance program to be used during the Comprehensive Plan.

Joint City/County/USD 290 Luncheon Schedule

Thereupon, the Governing Body reviewed the City/County/USD 290 luncheon-meeting schedule for the rest of the year June of 2002. The Governing Body agreed to move the March 20, 2002, meeting to March 13, 2002.

City Hall Atrium Doors

Thereupon, the Governing Body reviewed a quote from Suffron Glass in the amount of \$14, 908 to construct a foyer inside the City Hall atrium. The City Governing Body reviewed this proposal and agreed to bring any possibility for an improvement for this area back for consideration during the 2003 budget process.

December 10, 2001

City of Ottawa

Rock Street Improvement – 700 Pine

Thereupon, the Governing Body reviewed a request for a 25/75 cost sharing program for a street improvement on the 700 block of Pine. The Governing Body stated they were not in favor of this type of split since the Rock Street Program had expired. Mr. Haney stated he would inform the property owners.

Replacement Trash Receptacles (Downtown)

Thereupon, the Governing Body directed Public Works Director Andy Haney to work with the Main Street Program to find a satisfactory recommendation for trash receptacles in the downtown area.

Open Agenda

Thereupon, Commissioner Henningsen stated that the recent trip to Atlanta helped her understand the need for strong communications in local government.

Thereupon, Commissioner Gillette inquired of the status of the fountain in Haley Park. Thereupon, Public Works Director Andy Haney responded it is being pursued.

Thereupon, Mayor Ramsey stated he had heard from Ms. Kim Gulley of the League of Municipalities who informs that the City Manager search includes 49 applications, 9 in state and 40 out of state. Thereupon, the Mayor asked the Co-City Managers to develop a Legislative Agenda to be submitted to the local legislators for the next legislative session.

Thereupon, Co-Manager Bob Bezek stated the vision project meeting which had been recently been conducted at the Ottawa Middle School had been very successful and encouraged the Governing Body to review the information that came from the Kansas State University architect students.

Announcements

Thereupon, the Mayor announced:

1. There will be a Work Study Session on December 17, 2001, at 4 p.m.
2. There will be a Work Study Session on December 31, 2001, at 4 p.m.
(tentative)
3. There will be a Work Study Session on January 2, 2002, at 6 p.m.

NEXT REGULAR MEETING: DECEMBER 19, 2001, AT 9:30 A.M.

Adjournment

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

Scott D. Bird, City Clerk

December 10, 2001

**STUDY SESSION MINUTES
OTTAWA, KANSAS
Minutes of**

December 17, 2001

The City Governing met at 4 p.m. this date with the following members present and participating to wit: Mayor Ramsey, Commissioner Henningsen, Commissioner Jackson, Commissioner Fleer, and Commissioner Gillette. A quorum was present.

The Mayor called the meeting to order and asked for public comments.

Public Comments

None offered at this time.

Review of Minutes

Thereupon, the Governing Body reviewed the Work Study Session minutes for November 26, 2001, and December 10, 2001. Thereupon, City Clerk Scott D. Bird stated that Section 1 on the November 26, 2001, minutes had been corrected to indicate that a salary survey proposal would be brought back to the Governing Body in the future.

During discussion the Governing Body agreed that salary adjustments would be considered during the 2003 budget process. Thereupon, the minutes of the November 26, 2001, and December 10, 2001, were accepted.

Review of Agenda

Thereupon, the Governing Body reviewed the tentative agenda for December 19, 2001.

Cereal Malt Beverage Licenses – Not For Consumption

Thereupon, the Governing Body reviewed an application for CMB license, not for consumption on premises, submitted by HW Development, 2520 E. Logan. Thereupon, the Governing Body agreed to place this item on the agenda for December 19, 2001.

Employment Policies

Thereupon, the Governing Body reviewed a resolution amending the policies concerning employment as adopted to include the employee assistance program as previously adopted by the Governing Body. The Governing Body reviewed this resolution and agreed to place it on the December 19, 2001, agenda.

December 17, 2001

Richard Mullins – Power of the Past

Thereupon, the Governing Body heard from Mr. Richard Mullins who illustrated the area of the park, which the Power of the Past organization wishes to use next September for the Power of the Past event. The area includes most of Forest Park west of the swimming pool, and west of the ditch line which runs primarily north and south east of the ball diamonds. The Governing Body suggested porta-potties be placed outside the fence line for those users of the park that will not be attending the show. Mr. Mullins stated that this is agreeable. Thereupon, the Mayor suggested that the Power of the Past representatives make sure there is not a conflict with any ORC Softball Tournaments. Thereupon, the Governing Body granted their approval to this request.

Improvements at Ottawa Municipal Airport

Thereupon, the Governing Body reviewed with Public Works Director Andy Haney and Fixed Base Operator Tony LeMaster a set of Capital Improvement projects and agreed to list the Federal Share Projects in priority order as follows:

1. REHAB PARALLEL TAXIWAY
2. INSTALL PAPI-2L-RUNWAY 17
3. PURCHASE PROPERTY-RUNWAY 35
4. INSTALL PAPI-2L-RUNWAY 35
5. REHABILITATE APRON/TIE-DOWN AREA
6. PURCHASE PROPEERTY-RUNWAY 17
7. PURCHASE NORTH AVIGATION EASEMENT
8. INSTALL SECURITY FENCE – 17/35 ULTIMATE

The Governing Body further agreed to prioritize projects, which do not include federal participation as follows:

1. 10 UNIT T-HANGAR
2. CONSTRUCT MAINTENANCE HANGAR
3. INSTALL UNDERGROUND JET A FUEL TANK

Request for approval of roadside “Trailblazer” Sign

Thereupon, the Governing Body reviewed a request from Kansas Logos, Inc. requesting permission to place a “Trailblazer” sign on city right-of-way at 23rd Street and Highway 50. The Governing Body reviewed this request and agreed with staff recommendation to deny same.

December 17, 2001

Resolution – Updating the City Limits Legal Description

Thereupon, the Governing Body reviewed a resolution updating the city limits legal description, which incorporates newly annexed areas. Thereupon, it was explained that this resolution is required in any year the city annexes an area into the city limits and this resolution once adopted will be filed with the County Clerk, County Register of Deeds, and the State Transportation Engineer. The Governing Body reviewed this resolution and agreed to place it on the December 19, 2001, agenda.

Bids Taken on Phase II Condemnations

Thereupon, the Governing Body reviewed bids taken on Phase II Condemnations. Thereupon, Commissioner Gillette made a motion, seconded by Commissioner Jackson, to authorize staff to let bids to the low bidders on the projects as follows:

<u>CRI</u>	
320 E. 2 nd	\$2,496
823 N. Hickory	2,289
722 N. Mulberry	1,925
Subtotal	6,710
<u>Hall's Bobcat Service</u>	
511 W. 2 nd	\$1,890
101 S. Cedar	7,400
815 Pecan	1,310
Subtotal	\$10,600
Total	\$17,310

The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the motion duly approved.

Monthly Financial and Activity Report – October 2001

Thereupon, the Governing Body reviewed the Monthly Financial and Activity Report for the month of October 2001, and agreed to place this item on the December 19, 2001, agenda.

Report by Director of Utilities Jim Bradley

Thereupon, Director of Utilities Jim Bradley described for the Governing Body a problem, which had occurred at the Power Plant starting December 4, 2001, with intermittent blinks on the citywide system causing the city crew to isolate from KCPL and generate its own power through Friday evening at approximately 10:00 p.m.

National League of Cities Report

Thereupon, the Governing Body discussed their recent trip to Atlanta.

Open Agenda

Thereupon, Commissioner Fleer asked which department would be the storm water utilities responsibilities fall under. Thereupon, Public Works Director Andy Haney stated that storm water utilities would be a Public Works function.

Announcements

Thereupon, the Mayor announced:

1. A Joint City/County/USD 290 meeting on December 19, 2001, at 11:45 a.m. at the Franklin County Sheriffs Office.
2. There will **not** be a Work Study Session on December 31, 2001.
3. There will be a Work Study Session on January 2, 2002, at 6 p.m.

NEXT REGULAR MEETING: DECEMBER 19, AT 9:30 A.M.

Adjournment

There being no further business to come before the Governing Body it was moved and seconded to adjourn. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the meeting duly adjourned.

Scott D. Bird, City Clerk

December 17, 2001

City Commission
Regular Meeting Minutes
Ottawa, Kansas
December 19, 2001

The City Governing Body met at 9:30 a.m. this date with the following members present and participating to wit: Mayor Ramsey, Commissioner Henningsen, Commissioner Jackson, Commissioner Fleer, and Commissioner Gillette. A quorum was present.

Thereupon, the Mayor called the meeting to order and welcomed the Chamber audience. The Mayor led the Pledge of Allegiance to the American flag and the invocation was given by Commissioner Jackson.

CONSENT AGENDA

Thereupon, there was presented the following items:

Approval of the Agenda
Approval of the Minutes of November 7, and November 21, 2001
A Cereal Malt Beverage License for HW Development
A Resolution defining the territorial limits of the city

Thereupon, Commissioner Gillette made a motion, seconded by Commissioner Jackson, to approve all items on the Consent Agenda. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared all items duly approved and the territorial limits resolution was numbered Resolution No. 1164-01.

Public Comments

Thereupon, there were no Public Comments offered at this time.

NEW BUSINESS

Ordinance – Parking Restrictions

Thereupon, there was presented an ordinance designating parking restrictions within the City of Ottawa, Kansas, and amending Section 13-304 of the Ottawa Municipal Code. Thereupon, Commissioner Henningsen made a motion, seconded by Commissioner Jackson, to adopt the ordinance.

December 19, 2001

City of Ottawa
Regular Meeting Minutes
December 19, 2001
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During discussion it was explained that this ordinance had been reviewed previously. It reflects current restrictions in the downtown area and adds restrictions to 13th Street west of Main to Kanza Park; Park Street; and Hickory Street 5th to Park Street. 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. 3390-01.

Ordinance – Rezone area 500 Block of Spruce

Thereupon, there was presented an ordinance rezoning an area within the City of Ottawa, Kansas, and repealing the corresponding section of the zoning map, which is part of Ordinance No. 2933-90 of the City Of Ottawa, Kansas. Thereupon, Commissioner Gillette made a motion, seconded by Commissioner Jackson, to adopt the ordinance.

During discussion it was explained that the Planning Commission recommended to the City Commission the approval of this rezone request for the 500 Block of Spruce from R to R-TH, by a vote of 5-0, with 1 abstention. Thereupon, Co-City Manager Bob Bezek explained that by previous action the Governing Body had already rezoned part of this area and this is the southern part of the 500 Block of Spruce, completing the project to rezone this area to R-TH. The motion was considered and upon being put, passed by the following vote: Commissioner Henningsen aye, Commissioner Jackson aye, Commissioner Gillette aye, Commissioner Fleer nay, and Mayor Ramsey aye. Thereupon, the Mayor declared the ordinance duly adopted by a 4-1 vote and the ordinance was duly numbered Ordinance No. 3391-01.

Resolution – Employment Policy

Thereupon, there was presented a resolution amending the policies concerning employment as adopted by Resolution No. 970-97 dated January 1, 1998; and amended by Resolution No. 994-98 dated July 15, 1998; Resolution No. 1086-00 dated August 16, 2000; Resolution No. 1148-01 dated September 19, 2001; Resolution No. 1153-01 dated November 7, 2001; and Resolution No. 1157-01 dated November 21, 2001, of the City of Ottawa, Kansas. Thereupon, Commissioner Jackson made a motion, seconded by Commissioner Fleer, to adopt the resolution.

During discussion it was explained that the Employee Assistance Program was previously adopted by the Governing Body and this resolution incorporates the Employee Assistance Program into the City Personnel Rules and Regulations Handbook. 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. 1165-01.

Monthly Financial and Activity Reports – October 2001

Thereupon, it was moved and seconded to approve the Monthly Financial and Activity Reports for the month of October 2001. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the report duly approved.

Announcements

Thereupon, the Mayor announced:

1. There will be a Joint City/County/USD 290 meeting at 11:45 a.m., December 19, 2001, at the Franklin County Jail Basement.
2. There will be a Work Study Session on January 2, 2002, at 5 p.m., to discuss the City Manager candidates.
3. There will be a Work Study Session on January 7, 2002, at 4 p.m.
4. There will be a Work Study Session on January 14, 2002, at 4 p.m.

NEXT REGULAR MEETING: JANUARY 2, 2002, AT 7 P.M.

Adjournment

There being no further business to come before the Governing Body it was moved and seconded to adjourn. The motion was considered and upon being put, all present voted aye. Thereupon, the Mayor declared the meeting duly adjourned.

Bonita Nicewander, Asst. City Clerk

City Commission
Special Call-Meeting Minutes
Ottawa, Kansas
December 26, 2001

The City Governing Body met in Special Session at 8:30 a.m. this date with the following members present and participating to wit: Mayor Ramsey, Commissioner Henningsen, Commissioner Jackson, Commissioner Fleer, and Commissioner Gillette. A quorum was present.

The Mayor called the meeting to order and stated the purpose of this meeting is to discuss Charter Ordinance 15-01, in regards to the formation of a Public Building Commission.

Charter Ordinance 15-01 Options

Thereupon, Co-City Manager Bob Bezek explained the options available to the Governing Body regarding Charter Ordinance 15-01 and noting that a remonstrance petition had been filed and found to be sufficient regarding this issue. The options are as follows:

1. No election, either by motion or by in action
2. Hold an election
3. Hold an election at a later date
4. Pass this same charter ordinance at a later date

During discussion the Governing Body considered this issue and discussed the various options noting that if an election is held it will cost the taxpayers approximately \$7,000. Thereupon, Commissioner Jackson made a motion, seconded by Commissioner Fleer, to not hold an election regarding this issue. During discussion it was pointed out this will effectively kill the charter ordinance. City Staff was directed to bring additional information back to the Governing Body at a later date to consider further options including narrowing the authority of the purposed Public Building Commission. The motion was considered and upon being put, passed by the following vote: Commissioner Jackson aye, Commissioner Gillette aye, Commissioner Henningsen aye, Commissioner Fleer aye, and Mayor Ramsey nay. Thereupon, the Mayor declared Charter Ordinance 15-01 duly defeated by a vote of 4-1 and an election will not be held.

Adjournment

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

Scott D. Bird, City Clerk
December 26, 2001