

**CITY OF CHERRYVALE**  
**MEETING OF THE CITY COUNCIL**  
**REGULAR MEETING**  
**January 17, 2017 (Tuesday)**  
**7:00 PM**

*Working for a better tomorrow... today.*

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**ORDER OF BUSINESS**

**CALL MEETING TO ORDER**

**INVOCATION**

**PLEDGE OF ALLEGIANCE**

**ROLL CALL**

**PUBLIC FORUM**

No action will be taken relative to items presented during the public forum other than referral for information. Requests to appear will be placed on a "first-come, first-served" basis. This portion of the meeting is limited to thirty minutes and shall be subject to a limitation of five minutes for each presentation with no extension of time permitted. No speaker shall be allowed to appear more frequently than once every fourth meeting.

Members of the public desiring to present matters to the Council during the public forum must submit a request in writing to the office of the city clerk prior to twelve noon on the date of the meeting. Matters pertaining to personnel, litigation, and violations of laws and ordinances are excluded from the agenda. Rules of decorum as provided in city code will be observed.

**GOVERNING BODY COMMENTS**

Mayor John Wright  
Council Member Don King  
Council Member Randy Wagoner  
Council Member Rick Valverde  
Council Member Debra Leedy

**NEW COUNCIL BUSINESS**

**A. ADMINISTER THE OATH OF OFFICE TO DEBRA LEEDY**

Presented by Karen Davis, City Clerk

**B. PROPOSED RESOLUTION 17-1: GAAP WAIVER**

Presented by Brooke Carroll, City Administrator

**RECOMMENDED ACTION:** Adopt Resolution 17-1 as presented.

**C. PROPOSED RESOLUTION 17-2: MUNICIPAL POLICY**

Presented by Brooke Carroll, City Administrator

**RECOMMENDED ACTION:** Adopt Resolution 17-2 as presented.

**D. RADIO PURCHASE**

Presented by Perry Lambert, Police Chief

**RECOMMENDED ACTION:** Approve Radio Purchase

**E. CONSENT AGENDA**

Presented by John Wright, Mayor

**RECOMMENDED ACTION:** Approve the consent agenda as presented

- |  |             |
|--|-------------|
| 1. Appropriations and Payroll Ord. No. 17-01-13:               | \$85,832.50 |
| a. Approval of Purchases over \$5,000                          |             |
| i. People's State Bank   | \$8,032.13  |
| ii. Public Wholesale Water                                     | \$24,333.33 |
| iii. Westar Energy   | \$6,408.91  |
| iv. Jim Gill Agency  | \$5,384.80  |
| (Ambulance Malpractice Ins.)                                   |             |
| 2. Approval of the minutes for January 3, 2017 Regular Meeting |             |

**INFORMATIONAL ITEMS**

1. Next Council Meeting February 6, 2017.

**ADJOURNMENT**

This is an open meeting, open to the public, subject to the Kansas Open Meetings Act (KOMA). The City of Cherryvale is committed to providing reasonable accommodations for persons with disabilities upon request of the individual. Individuals with disabilities requiring an accommodation to attend the meeting should contact the City in a timely manner.

**RESOLUTION 17-1**  
**GAAP WAIVER RESOLUTION**

A RESOLUTION WAIVING THE REQUIREMENTS OF K.S.A 75-1120a(a) AS THEY APPLY TO THE CITY OF CHERRYVALE FOR THE YEAR ENDED DECEMBER 31, 2017.

**WHEREAS**, the City of Cherryvale, Kansas, has determined that the financial statements and financial reports for the year ended December 31, 2017 to be prepared in conformity with the requirements of K.S.A. 75-1120a(a) are not relevant to the requirements of the cash basis and budget laws of this state and are of no significant value to the City Council or the members of the general public of the City of Cherryvale and

**WHEREAS**, there are no revenue bond ordinances or resolutions or other ordinances or resolutions of the municipality which require financial statements and financial reports to be prepared in conformity with K.S.A. 75-1120a(a) for the year ended December 31, 2017.

**NOW, THEREFORE BE IT RESOLVED**, by the City Council of the City of Cherryvale, Kansas, in regular meeting duly assembled this 17<sup>th</sup> day of January, 2017 and that the City Council waives the requirements of K.S.A. 75-1120a(a) as they apply to the City of Cherryvale for the year ended December 31, 2017.

**BE IT FURTHER RESOLVED** that the City Council shall cause the financial statements and financial reports of the City of Cherryvale to be prepared on the basis of cash receipts and disbursements as adjusted to show compliance with the cash basis and budget laws of this State.

**PASSED AND ADOPTED** BY THE GOVERNING BODY OF THE CITY OF CHERRYVALE, KANSAS ON THE 17<sup>TH</sup> DAY OF JANUARY, 2017.

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John Wright, Mayor

ATTEST:

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Karen Davis, City Clerk

# CITY COUNCIL ACTION REPORT

**Proposed Agenda Date:** January 17, 2017

**Subject:** Proposed Resolution 17-1: GAAP Waiver

**Guest:** None

**Background:** This resolution is adopted annually as the City opts out from using GAAP accounting and utilizes cash basis.

**Financial Consideration:** None

**Legal Consideration:** None

**Policy Consideration:** GAAP accounting is typically not used for Cities of similar size and structure. It is too labor intensive and time consuming to be beneficial.

**Recommendation:** Adopt Resolution 17-1 as presented.

# CITY COUNCIL ACTION REPORT

**Proposed Agenda Date:** January 17, 2017

**Subject:** Proposed Resolution 17-2: Municipal Policy

**Guest:** None

**Background:** The City is a member of the League of Kansas Municipalities. The League provides lobbying efforts on behalf of the City. The included Municipal Policy Statement is the stance that the League will be taking for 2017 on many issues.

**Financial Consideration:** None

**Legal Consideration:** None

**Policy Consideration:** Adopting this resolution affirms the City's stance on the Municipal Policy Statement.

**Recommendation:** Adopt Resolution 17-2 as presented.

**RESOLUTION 17-2**  
**MUNICIPAL POLICY RESOLUTION**

A RESOLUTION SUPPORTING THE LEAGUE OF KANSAS MUNICIPALITIES 2017 STATEMENT OF MUNICIPAL POLICY.

**WHEREAS**, the League of Kansas Municipalities annually creates a Statement of Municipal Policy that defines the core principles of the organization; and;

**WHEREAS**, the Statement of Municipal Policy is used as a legislative action agenda by the League of Kansas Municipalities annually on behalf of Kansas cities; and,

**WHEREAS**, the City of Cherryvale benefits from the advocating of our interests by the League of Kansas Municipalities for our general welfare and quality of life described in the Statement of Municipal Policy; and

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the City of Cherryvale, Kansas: There is hereby adopted by reference for the purpose of supporting the 2017 Statement of Municipal Policy of the League of Kansas Municipalities, prepared and published in booklet form and to which shall be attached a copy of this resolution, and filed with the City Clerk to be open to inspection and available to the public at all reasonable hours.

**PASSED AND ADOPTED BY THE GOVERNING BODY OF THE CITY OF CHERRYVALE, KANSAS ON THE 17<sup>TH</sup> DAY OF JANUARY, 2017.**

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John Wright, Mayor

ATTEST:

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Karen Davis, City Clerk



**Kenwood NX-5000 KCH-19 - 3" Faceplate**

Item #: 425-6625

[Tell A Friend](#)

Availability: In Stock

Usually ships In 7-10 business days

**\$39.00**

Qty

[Estimate Shipping](#)

### Quick Overview

Equipment console faceplates organize and safely mount your communications and siren equipment for easy access in your vehicle.

**425-6625**

- [Product Description](#)
- [Additional Information](#)

3" Overall Faceplate Height

1.93" High Inside Opening x 6.725" Wide Inside Opening x 5.00" Depth

Fits: Kenwood NX-5000 KCH-19

**Total: \$195.80 with Shipping and Handling**



# City Council Action Report

**Proposed Agenda Date:** 1-17-2017

**Subject:** Radio Purchase

**Guest:** None

**Background:** The Police Department is seeking approval to purchase 3 digital mobile radios and 6 portable radios.

Officer and community safety is our primary goal and improving our radio communication is what keeps our officers and citizens safe. Without a radio system, officers will be unable to communicate or respond to incidents and calls for assistance from our citizens.

Our goal is to procure 3 mobile radios, 6 hand held radios, with our objective being to improve radio communication within the city and communicating with dispatch. The purchased equipment would be programmed first and then be installed by the department.

By moving to this type of system, this gives officers better coverage, less dead spots and/or static. The ability to communicate with dispatch during daily assignments, special projects, or critical incident is a priority itself.

The Montgomery County Sheriff's Department dispatches for the Cherryvale Police Department at no cost to the City of Cherryvale. Due to recent FCC changes and radio frequency security, Montgomery County Sheriff's Department moved to implement a digital system with the assistance of a grant. The sheriff's department was unable to include is in the grant process and only included the sheriff's department.

The police department did apply for a grant to obtain the necessary equipment to cover both the police and fire department in late 2016. However we were unable to secure this communications grant.

The sheriff's department has rapidly replaced their radio system and once the digital system is fully operational, we will be unable to communicate with dispatch without these radios.

**Financial Consideration:** \$8,699.60

**Legal Consideration:** None

**Policy Consideration:** Maintain established radio operating guidelines within the Cherryvale Police Department Policy Manual

**Recommendation:** Authorize City Administrator to purchase the radios with necessary equipment for an amount not to exceed \$8,699.60.

# Action Communications L.L.C.

201 S W Sunset Blvd.  
 Bartlesville, OK 74003  
 918-333-5600

# Quote

Date	Quote #
12/08/2016	160812CHPD

Name/Address
Cherryvale Police Department

	Project		
	Digital Radio System		
	Qty		
NX-5800K2 Kenwood Digital Mobile Radios	3	\$686.00	\$2,058.00
NX-5300K5 Kenwood Digital Portable Radio	6	\$730.80	\$4,384.80
Mindshare MRI Card 100101LT	1	\$775.00	\$775.00
Mindshare Housing 100101LTNOB	1	\$390.00	\$390.00
Mindshare Power Supply	1	\$30.00	\$30.00
NX-5800K2 Kenwood Digital Mobile Radio For Fire Dept. Station	1	\$686.00	\$686.00
OTAP Programming	10	\$18.00	\$180.00
<b>Quote Total</b>		<b>\$8,503.80</b>	

BANK NO	BANK NAME	CHECK NO	DATE	VENDOR NO	VENDOR NAME	CHECK AMOUNT	CLEARED	VOIDED	MANUAL
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1 COMM. NATIONAL BANK & TRUST

*\$5122.54*

Thru 23310  
23320

Payroll Checks

23321	1/13/2017	1440	CITY OF CHERRYVALE	252.50		
23322	1/13/2017	9214	KANSAS PAYMENT CENTER	765.59		
23323	1/13/2017	9230	SECURITY BENEFIT	122.99		
23324	1/13/2017	9303	W.H. GRIFFIN TRUSTEE	219.23		
23325	1/13/2017	9325	GARRISON LAW OFFICE LLC	119.33		
23326	1/13/2017	79	AIRGAS USA, LLC	197.87		
23327	1/13/2017	375	B & B AUTOMOTIVE REPAIR	364.59		
23328	1/13/2017	465	BAYSINGER POLICE SUPPLY	411.90		
23329	1/13/2017	75	BOUND TREE MEDICAL LLC	389.71		
23330	1/13/2017	790	BUMPER TO BUMPER AUTO PARTS	180.99		
23331	1/13/2017	9264	CHERRYVALE 24HR FITNESS	592.00		
23332	1/13/2017	9333	CONNER, DEVIN G.	255.00		
23333	1/13/2017	9059	COX COMMUNICATIONS	748.30		
23334	1/13/2017	2256	EMERGENCY MEDICAL PRODUCTS INC	180.75		
23335	1/13/2017	2550	FITZPATRICK & BASS	400.00		
23336	1/13/2017	3101	HIGHER CALLING TECHNOLOGIES	304.00		
23337	1/13/2017	3275	HUGO'S INDUSTRIAL SUPPLY, INC.	116.64		
23338	1/13/2017	2700	JIM GILL AGENCY, INC.	5,384.80		
23339	1/13/2017	3755	KANSAS GAS SERVICE	1,497.53		
23340	1/13/2017	5880	KANSAS ONE-CALL SYSTEM, INC.	19.00		
23341	1/13/2017	4500	LINN'S AIR COOLED ENGINES	44.00		
23342	1/13/2017	5010	MCCARTY'S	105.54		
23343	1/13/2017	5033	MEDICLAIMS, INC.	886.89		
23344	1/13/2017	5310	MONTGOMERY COUNTY D.O.C	665.00		
23345	1/13/2017	5733	NEW VISIONS CREATIONS	40.40		
23346	1/13/2017	5750	NEWTON'S	.00	**CLEARED**	**VOIDED**
23347	1/13/2017	5750	NEWTON'S	526.79		
23348	1/13/2017	6285	PUBLIC WHOLESALE WATER	24,333.33		
23349	1/13/2017	6674	ROBERTS, BILLY D.	316.27		
23350	1/13/2017	7067	SEK REGIONAL PLANNING COM.	50.00		
23351	1/13/2017	6808	SELLERS EQUIPMENT, INC.	827.61		
23352	1/13/2017	9317	UNIFIRST CORPORATION	111.80		
23353	1/13/2017	7745	UNITED STATES CELLULAR	172.32		
23354	1/13/2017	7803	VERIZON WIRELESS	278.43		
23355	1/13/2017	7970	WESTAR ENERGY	6,408.91		
23356	1/13/2017	6664	XEROX CORPORATION	312.82		
23357	1/13/2017	8400	ZOLL MEDICAL CORPORATION	56.25		

Thru 102501  
104601

Payroll Checks

*Ⓢ 18388.08*

16012211	1/13/2017	9200	PEOPLES STATE BANK	8,032.13		**E-PAY**
16012212	1/13/2017	9201	KANSAS WITHHOLDING TAX	1,053.40		**E-PAY**
16012213	1/13/2017	9203	KPERS	4,744.91		**E-PAY**
16012214	1/13/2017	9202	KS EMPLOYMENT SECURITY FD	232.36		**E-PAY**

BANK NO CHECK NO	BANK NAME DATE	VENDOR NO VENDOR NAME	CHECK AMOUNT	CLEARED	VOIDED	MANUAL
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BANK TOTAL 61,721.88  
 OUTSTANDING 61,721.88  
 CLEARED .00  
 VOIDED ~~.00~~ *Total Payroll* .00 *\$24110.62*

FUND	TOTAL	OUTSTANDING	CLEARED	VOIDED
100 GENERAL OPERATING	31,244.12	31,244.12	.00	.00
200 SPECIAL HIGHWAY	2,104.95	2,104.95	.00	.00
296 COPS GRANT	546.17	546.17	.00	.00
700 WATER O & M	26,069.84	26,069.84	.00	.00
715 WWTP & S.S. O & M	1,756.80	1,756.80	.00	.00
REPORT TOTAL		61,721.88		
OUTSTANDING		61,721.88		
CLEARED		.00		
VOIDED		.00		

Mayor: \_\_\_\_\_

Attest: City Clerk \_\_\_\_\_

Passed this 17th day of January, 2017

Signed this 17th day of January, 2017

**CITY OF CHERRYVALE**  
**MEETING OF THE CITY COUNCIL**  
**REGULAR MEETING**

*January 3, 2017*

**7:00 PM**

*Working for a better tomorrow... today.*

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**ORDER OF BUSINESS**

**CALL MEETING TO ORDER**

Mayor Wright called the meeting to order at 7:00 pm.

Present: Mayor John Wright, Council Member Lew Forman, Council Member Randy Wagoner, Council Member Don King, Council Member Rick Valverde, Acting City Administrator Wade Webber, City Clerk Karen Davis, Fire Chief Jesse Reed, Sandra Minnich, Jim & Shirley Hogben, Brooke Carroll, Donna Celaya (Montgomery County Chronicle) and Steve McBride (Independence Daily Reporter).

**INVOCATION**

Council Member Randy Wagoner led the invocation.

**PLEDGE OF ALLEGIANCE**

**ROLL CALL**

*City Clerk Karen Davis took roll:*

Mayor Wright- present; Council Member Forman - present; Council Member Wagoner- present; Council Member Valverde – present; Council Member King- present

**NEW COUNCIL BUSINESS**

**A. CONSENT AGENDA**

Presented by John Wright, Mayor

- |  |                    |
|--|--------------------|
| 1. Appropriations and Payroll Ord. No. 16-12-30:                 | <b>\$54,980.11</b> |
| a. Approval of Purchases over \$5,000                            |                    |
| i. People's State Bank (FICA)                                    | \$7,981.93         |
| ii. Republic Services  | \$9,323.26         |
| 2. Approval of the minutes for December 19, 2016 Regular Meeting |                    |

**A motion was made by Council Member Wagoner, seconded by Council Member Valverde to approve the consent agenda as written. Motion passed 4/0.**

**B. EXECUTIVE SESSION (ATTORNEY CLIENT PRIVILEGE)**

A motion was made by Council Member Wagoner, seconded by Council Member Forman to approve an executive session for attorney client privilege for a period of ten (10) minutes (7:03pm) and to include the Acting City Administrator. Motion approved 4/0.

The mayor reconvened the meeting at 7:10 pm.

**C. EXECUTIVE SESSION (NON-ELECTED PERSONNEL)**

A motion was made by Council Member Wagoner, seconded by Council Member King to approve an executive session pursuant to the non-elected personnel matters exception in order to discuss employee matters related to non-elected personnel for the period of twenty (20) minutes (7:12 pm) and to include the Acting City Administrator. Motion approved 4/0.

The mayor reconvened the meeting at 7:26 pm.

**DEPARTMENT HEAD REPORTS**

1. City Clerk Karen Davis
2. Public Works Director Wade Webber
3. Police Chief Perry Lambert
4. Fire Chief Jesse Reed

**INFORMATIONAL ITEMS**

1. Next Regular City Council Meeting January 17, 2017 (Tuesday Meeting)
2. Mayor Wright announced he would like to appoint Debra Leedy to the Council Position being vacated by Lew Forman Jr.

A motion was made by Council Member Forman to approve the appointment of Debra Leedy to the City Council, seconded by Council Member Valverde. Motion approved 3/0 with Council Member Wagoner excusing himself due to conflict of interest (Debra is family).

**ADJOURNMENT**

A motion was made by Council Member King, seconded by Council Member Valverde to adjourn the meeting at 7:35 pm. Motion passed 4/0

Respectfully submitted by,

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Karen Davis, City Clerk

