

**AGENDA
CITY OF CHERRYVALE
COMMUNITY CENTER ADVISORY BOARD
July 21, 2016
1:30 P.M.**

CALL TO ORDER

Chairwoman Carol Staton called the meeting to order 1:31pm.

ROLL CALL

Present: Chairwoman Carol Staton, Board Member Brad Hugo, City Clerk Hillary Lawrence, City Administrator Joel Pile, Donna Ceyela.

CONSIDERATION OF MINUTES – June 16, 2016 Regular Meeting

No quorum.

PUBLIC FORUM

None.

BOARD COMMENTS

Chairwoman Carol Staton- none

Board Member John Barnett- absent

Board Member Brad Hugo- none

Board Member Sylvia Shaffer- absent

AGENDA ITEMS

1. Recreation Director Position

No action taken.

2. Maintenance Issues

No action taken.

ADJOURNMENT

Meeting adjourned at 2:03pm.

Cherryvale Public Library Board of Trustees
Cherryvale Public Library
June 8, 2016
6:00 PM
Location: Cherryvale Public Library

The June meeting of the Cherryvale Public Library Board of Trustees was called to order at 5:59 pm by Board President Misty Humaciu.

Those present were President Misty Humaciu, Library Director April Read, Secretary Jayne Mattix, and Sharon Hicks, Terry Clifton and James Wyckoff, newly elected trustees. It was moved by Sharon to accept the Consent Agenda and seconded by James, motion passed.

Old Business

A. *Election of Officers for 2016-17 Term*

President: Misty Humaciu

Secretary: Jayne Mattix

Treasurer: Sharon Hicks

James moved that the slate of officers be accepted and elected for the coming year, seconded by Terry.

B. *Motions of Bank Account* A motion was made to remove the name of Bethel Rose from the bank accounts and add the name of Terry Clifton. The motion was made by Sharon and seconded by Jayne.

New Business

A. *Budget-Recent Impact Information* The meeting held on June 3 in Iola revealed possible changes in funding and the state funding will be decreasing.

B. *Fundraiser Ideas and Dates*: The SEK cookbook is now on sale in the library. It is \$10 and all proceeds stay with the library. A sunflower quilt has been donated to the library for fund raising purposes. It will hang in the library to peek interest. Strategies for getting it exposed to the community were discussed. Drawing for the quilt will be in Sept/Oct.

C. *Review of Trustee/Director Responsibilities* ~April gave handouts for responsibilities for trustees to be read and reviewed at the July meeting.

Reports: See Library Director Report

Announcements: For board members information.

Adjournment: Sharon moved that the meeting be adjourned and seconded by James at 7:23 p.m.. Motion passed.

Submitted by Jayne Mattix, Library Board of Trustee Secretary

**AGENDA
CITY OF CHERRYVALE
PLANNING & ZONING COMMISSION
JULY 14, 2016
7:00 p.m.**

CALL TO ORDER

Chairman Nick Wadman called the meeting to order at 7:02pm.

ROLL CALL

City Clerk Hillary Lawrence took roll:

Chairman Nick Wadman- present, Board Member John Mealey- present, Board Member Jerry Wallace- absent, Board Member Jim Hogben- present

CONSIDERATION OF MINUTES

PUBLIC FORUM- none

COMMISSION COMMENTS

Chairman Nick Wadman- none

Board Member John Mealey- none

Board Member Jerry Wallace- none

Board Member Jim Hogben- none

PRESENTATIONS- none

AGENDA ITEMS

1. Election of Officers and Expiration of Terms

A motion was made by Chairman Wadman, seconded by Board Member Hogben to elect Board Member Mealey as Chairman. Motion passed 3/0.

A motion was made by Board Member Hogben, seconded by Board Member Mealey to elect Board Member Wadman as Vice-Chairman. Motion passed 3/0.

INFORMATION ITEMS

ADJOURNMENT

A motion was made by Board Member Hogben, seconded by Board Member Mealey to adjourn at 7:06pm. Motion passed 3/0.

**RESOLUTION NO. 16-10
NEIGHBORHOOD REVITALIZATION PLAN HEARING**

A RESOLUTION FIXING A TIME AND PLACE FOR A HEARING AND PROVIDING FOR NOTICE WITH RESPECT TO THE PROPOSED NEIGHBORHOOD REVITALIZATION PLAN.

WHEREAS, the City of Cherryvale, Kansas, may pursuant to K.S.A. 12-17,114 *et seq.* adopt a plan to assist in the rehabilitation, conservation or redevelopment of certain designated structure(s) in an area within the City of Cherryvale, Kansas which meets the conditions provided in said law; and

WHEREAS, the City of Cherryvale, Kansas seeks to exercise the authority provided in K.S.A. 12-17,114 *et seq.* in order to rehabilitate, conserve or redevelop certain designated structure(s) in the City.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Cherryvale, Kansas in accordance with K.S.A. 12-17,114 *et seq.* the following notice is hereby given:

NOTICE

The governing body will consider the adoption of Neighborhood Revitalization Plan(s), pursuant to K.S.A. 12-17,114 *et seq.* at a public hearing Cherryvale City Hall, 123 W. Main St., Cherryvale, Kansas, on August 15, 2016 at 7:00 P.M.

The proposed Neighborhood Revitalization Plan(s) and a description of the boundaries of the proposed Neighborhood Revitalization Area(s) are available for inspection during the hours of 8:00 a.m. to 5:00 p.m. in the office of the City Clerk, City Hall, 123 W. Main St., Cherryvale, Kansas.

At the conclusion of the hearing, the City Council will consider findings necessary for the adoption of the proposed Neighborhood Revitalization Plan(s) and the establishment of the proposed Neighborhood Revitalization Area(s), all as provided for in K.S.A. 12-17,114 *et seq.*

BE IT FURTHER RESOLVED that the City Clerk shall cause a copy of this resolution to be delivered to the other taxing entities within Montgomery County, Kansas.

BE IT FURTHER RESOLVED that the City Clerk shall cause this resolution to be published in the official city newspaper at least once each week for two consecutive weeks prior to the hearing.

ADOPTED AND APPROVED by the City Council of the City of Cherryvale, Kansas, on _____, 2016.

ATTEST:

John M. Wright
Mayor

Hillary Lawrence
City Clerk

CITY COUNCIL ACTION REPORT

Proposed Agenda Date: August 1, 2016

Subject: Request to discharge air rifle within city limits

Background: Mr. Dave Meredith (partner w/ Sonic Drive-In) has contacted the city requesting special permission to discharge an air rifle within the city limits for the purpose of removing nuisance pigeons from the Sonic Drive-In property. To date, other less lethal attempts have failed to eliminate the nuisance. Mr. Meredith claims the pigeons are posing a health nuisance and causing the business to spend considerable time and money to clean the pigeon waste from the area.

Financial Consideration: None

Legal Consideration: The city has adopted the Uniform Public Offense Code (UPOC), Article 10-6 of the UPOC prohibits the shooting, discharging or operation of any air gun, air rifle, bow and arrow, slingshot, BB gun or paint ball gun within the city, except within the confines of a building or other structure from which the projectiles cannot escape.

Policy Consideration: If the majority of the governing body desires to grant the special permission to discharge an air rifle within the city limits, it is recommend the special condition be placed upon the permission that all shooting activities be done under the guidance and supervision of the police department.

Recommendation: Approve or Deny the special request and if approved place conditions as deemed appropriate.

CITY COUNCIL ACTION REPORT

Proposed Agenda Date: August 1, 2016

Subject: Setting 2017 Budget Hearing

Guest: None

Background: The City is required by state law to prepare a budget annually.

Financial Consideration: The property taxes levied are determined by the budget of the General Fund. The City has no legal authority to spend in 2017 unless a budget is adopted.

Legal Consideration: State budget law requires that a public hearing be held before a budget can be adopted but no sooner than 10 days after a notice has been published in the official paper. As part of the Public Hearing Notice, a Budget Summary must be published. Once the Budget Summary has been published, expenditures may not be increased above the advertised amount (they may be lowered). The budget must be approved by the governing body and certified by the County Clerk on or before August 25th.

Policy Consideration: N/A

Recommendation: Set the budget hearing for August 15, 2016 at 7:00 PM in the Council Chambers. This date will meet all requirements of state budget law.

July 28th, 2016

REC'D

JUL 28 '16

CITY OF
CHERRYVALE

I am requesting a
Special Service Connection
at 508 E 1st Cherryvale KS.

The purpose of this connection
will be for watering garden
and plants

Rick Valverde
(620) 330-0121

15-106. Special service connection.

* A customer desiring water service for any reason other than above, with consumption of less than five hundred (500) gallons of water per month with no sewer usage or trash service, may request a Special Service Connection from the City Council which has a rate of ten (\$10.00) for 60 days of service. Usage over 500 gallons shall be charged in accordance with Section 15-301.

(Ord. 10-4602; Code 2001, 4-106)

15-107. Transfer fee.

Each consumer shall pay to the City Clerk when requesting a transfer of water or sewer system service to another location as specified by the consumer, a Service Transfer Fee of Fifteen Dollars (\$15.00) for each such transfer. This provision shall apply to consumers both within and outside the city limits.

(Ord. 10-4602; Code 2001, 4-107)

15-108. Payment.

Municipal water and sewer system billings shall be mailed on or before the 1st day of each month for the previous month's service. Such bill shall be due and payable at the office of City Clerk and must be paid in full by the 10th day of each month. Failure to make payment in full before the 11th day of the month shall result in the mailing of an account delinquency and service discontinuation notice. After said due date has passed a penalty of ten percent (10%) of the unpaid balance shall be added to the original amount of said bill. All checks for payment to the City for such services which are rejected or returned due to insufficient funds in consumer's checking account may be subject to a Thirty Dollar (\$30.00) Returned Check Fee, per the procedures outlined in Resolution No. 07-51. If said fee is not paid as provided, consumer's water service shall be discontinued as provided in Section 15-109.

(Ord. 10-4602; Code 2001, 4-108)

15-109. Disconnection.

If said bill remains unpaid on the 21st day of the month, after said due date, water and sewer service may be discontinued and disconnected at the discretion of the city, provided that before any such service shall be discontinued for failure to pay said service charge, the user so defaulting in the payment of the service charge shall be given five (5) calendar days' notice of the account delinquency and service discontinuation notice.

(Ord. 10-4602; Code 2001, 4-109)

15-110. Appeal.

If within said five (5) calendar days period, the user receiving such notice of intention to discontinue its water and sewer service, the user contests the intention to discontinue service, said user shall file with the City Administrator, a written notice stating that the user believes that there is a reasonable basis to dispute the assessment of said service charge. If the City Administrator finds the complaint of the aggrieved party is just, said Administrator may make such adjustment of said service charge as he/she deems equitable and just in premises. If the Administrator deems the complaint of the aggrieved party is without merit, then at the next regular meeting of the Governing Body after the receipt of said written notice, said aggrieved party may appear and present the grievance. If at said meeting the Governing Body finds that the complaint of the aggrieved party is just, said Governing Body may make such adjustment of said service charge as it deems equitable and just in the premises. If the Governing Body at said meeting deems the complaint of the aggrieved party is without merit, it may affirm the service charge of which said aggrieved party complained, and the finding of the Governing Body shall be final and binding upon all parties concerned.

(Ord. 10-4602; Code 2001, 4-110)

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

July 18, 2016

7:00 PM

Working for a better tomorrow... today.

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 Chad Wickham, Council Member Don King, City Administrator Joel Pile, City Clerk Hillary Lawrence, Public Works Director Wade Webber, Police Chief Perry Lambert, Fire Chief Jesse Reed, Donna Celeya (Montgomery County Chronicle), April Read, Shirley Ann Hogben, Jim Hogben.

INVOCATION

Council Member Lew Forman led the invocation.

PLEDGE OF ALLEGIANCE

ROLL CALL

City Clerk Hillary Lawrence took roll:

Mayor Wright- present; Council Member Wickham- present; Council Member Forman- present; Council Member Wagoner- absent; Council Member King- present

PUBLIC FORUM

Ryan Knop, 320 N Labette: Police Discussion

Shirley Ann and Jim Hogben, 420 N Depot St.: KDOT Rail Plan

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- none

Council Member Chad Wickham- none

Council Member Don King- none

Council Member Randy Wagoner- absent

Council Member Lew Forman, Jr.- none

NEW COUNCIL BUSINESS

A. RESOLUTION NO. 16-10; PUBLIC HEARING NOTICE RE: NEIGHBORHOOD REVITALIZATION PLAN

Presented by Joel Pile, City Administrator

A motion was made by Council Member King, seconded by Council member Forman to approve of Resolution No. 16-10 establishing 7:00PM, August 1, 2016 at Cherryvale City Hall as the time, date and place to hold a public hearing on the Cherryvale Neighborhood Revitalization Plan. Motion passed 3/0.

B. 2017 POLICE & FIRE BUDGET PRESENTATION

Presented by Chief Perry Lambert & Chief Jesse Reed

No action taken.

C. CONSENT AGENDA

Presented by John Wright, Mayor

- | | |
|---|-------------|
| 1. Appropriations and Payroll Ord. No. 16-07-15: | \$93,469.27 |
| a. Approval of Purchases over \$5,000 | |
| i. Blue Cross- Blue Shield | \$13,351.67 |
| ii. Higher Calling Technologies | \$18,520.00 |
| iii. Kansas State Treasurer | \$46,103.75 |
| iv. Westar Energy | \$7,353.61 |
| v. People's State Bank | \$8,140.24 |
| 2. Consideration of the minutes for July 5, 2016 Regular Meeting. | |

A motion was made by Council Member Wickham seconded by Council Member King to approve the consent agenda as presented. Motion passed 3/0.

INFORMATIONAL ITEMS

1. Next Council Meeting August 1, 2016.

ADJOURNMENT

A motion was made by Council Member Wickham, seconded by Council Member Forman to adjourn at 7:38pm. Motion passed 3/0.

Respectfully submitted by,

Hillary Lawrence, City Clerk

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.



City Clerk's Report

August 1, 2016

Hillary Lawrence, City Clerk

- **Community Center Advisory Board Meeting**
 - The board met with City Administrator Joel Pile for a presentation.
 - There was no quorum, so no official action was able to be taken.
 - We are looking for one more members to fill all positions in the board- if interested contact City Hall!

- **Municipal Court**
 - Next Court Date: August 8, 2016
 - Second Court Date: August 22, 2016

- **City Pool**
 - Pool parties are \$75 per two hours. If interested, contact the pool directly at (620)205-7126.
 - Income: \$1519.49

- **Planning and Zoning**
 - Planning and Zoning held a meeting and elected board officers for the remainder of the year.
 - Chairman- John Mealey
 - Vice-Chairman- Nick Wadman
 - We are still looking for one more member to round out the board- if interested contact City Hall!

Public Works Monthly Report

July 2016

Streets: Finished and opened small crossover bridge on North Carson. Trimmed trees in streets and alleyways, can't really notice as there is a large task ahead of us. Started sidewalk project and will maintain storage pile at former smelter site.

Water: Continued meter pit replacement and maintenance.

Waste water: Mowed lagoons, smelter property and all city properties have started same for this month.

Parks and Cemetery: Standard maintenance, Park mowing has been 1 or 2 times a week. Removed pump at pool to replace a ceramic seal that was leaking bad.

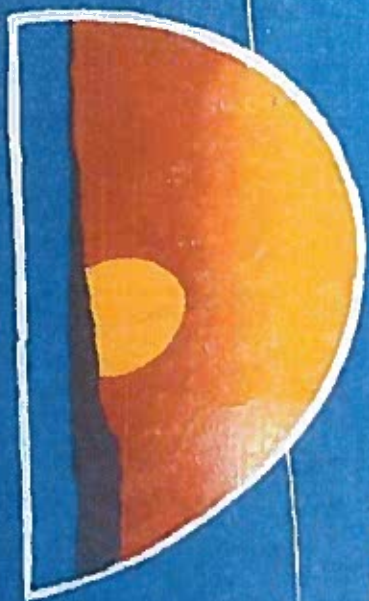
Former Smelter Property: Mowed entire property in accordance with KDHE specs. Crew continued construction on berms for the interim waste site in order to relocate the spoil pile from the wastewater site in order to comply with Bureau of Water. This project is required by KDHE will take several months to complete.

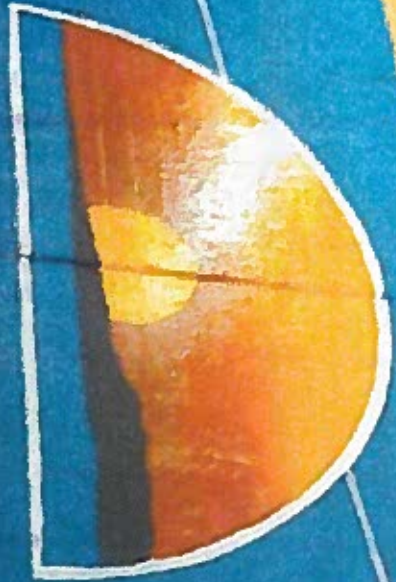
Information for Counsel: Have not tested Fire Hydrants yet. Crew built mounting brackets for highway signs North and South of City.

_Thank You

Wade E Webber
Public Works Director

WELCOME TO
CHERRYVALE
GATEWAY TO BIG HILL LAKE





WELCOME TO

CHERRYVALE
GATEWAY TO BIG HILL LAKE





CHERRYVALE POLICE DEPARTMENT

Chief of Police Perry S. Lambert

145	▼ July
1	▶ 911H - 911 Hangup Call
2	▶ ACC47 - Accident 10-47
5	▶ ALARM - Alarm 10-93
2	▶ ANIMAL - Animal - Cows, Dogs, Etc
1	▶ ARREST - Arrest
2	▶ ASSIST - Assist Outside Agency
5	▶ BATT - Battery
3	▶ BURG - Burglary
2	▶ B&T - B&T
1	▶ CASFOL - Case Follow Up
1	▶ CBURN - Controlled Burn
2	▶ CDP - Criminal Damage to Property
3	▶ CIVIL - Civil Matter
2	▶ DISTUR - Disturbance - unknown type
1	▶ DISVEH - Disabled/Abandoned Vehicle
5	▶ DOM - Domestic Disturbance 10-97
1	▶ DRUGA - Drug Activity
1	▶ DUI - Possible 10-46
1	▶ Fire-S - Structure Fire
2	▶ FNRL - Funeral Escort
2	▶ folup - Follow Up Investigation
1	▶ HARR - Harrassment
1	▶ IDTHFT - Identity Theft
7	▶ MEDI - Medical
13	▶ MISCO - Misc Officer
2	▶ MISCP - Misc Public
21	▶ MISCR - Misc Report
1	▶ papsrv - Paper service
1	▶ PFA - PFA Violation
2	▶ RCKDRV - Reckless Driver
1	▶ SUSPER - Suspicious Person
7	▶ THEFT - Theft
33	▶ TRAFF - Traffic
2	▶ TRANSA - Transport Adult
2	▶ WARARR - Warrant Arrest
6	▶ WELFAR - Welfare Check



CHERRYVALE POLICE DEPARTMENT

Chief of Police Perry S. Lambert

Informational Items:

The Cherryvale Police Department in conjunction with Pizza Hut donated a \$100.00 from the Drug Seizure Fund which goes to the area Food Bank for the Backpack Program. Our donation helps children who won't have backpacks for school.

Police Chief Perry Lambert and Deputy Chief Jimmy Holt participated in an event in Coffeyville for Montgomery County Backs the Blue on July 28th. This event was put together by the SEK LEO Wives. Here is the itinerary from the event:

Montgomery Co Backs the Blue

Thursday, July 28 2016

7:30 pm

Livestock Arena (Coffeyville Fairgrounds)

Join us as we Back the Blue!

6:00 pm

Rick's Ribs & BBQ set to up to serve (LEOs will eat free)

Volunteers at the park to set up and make sure everything is finalized and working - sound system, door prize/raffle table, memorial, etc

7:30 pm Opening Ceremony Announcements – Thank everyone for coming out and showing their support for our area law enforcement officers.

Recognize our committee, Ashley Hand, Kristin Rexwinkle, Stephanie Myers, Patty Adams, Liz Russell, Candice Hagebusch, Calli Sandon and Tosha Williams

We are here to celebrate as a community and come together as one. We want to offer our thanks and support to our LEO's. We want to bring awareness to our communities and our LEO's know that we see you and we support you. Introduce the Chiefs and Sheriff at this time – Chief Wade, Caney PD; Chief Harrison, Independence PD, Kwin Bromley, Coffeyville PD; Perry Lambert, Cherryvale PD and Bobby Dierks, SO

7:35 pm Sheriff Dierks leads Pledge of Allegiance followed by Robbi Bell singing the National Anthem then prayer by Pastor Dean

7:45 pm

Chief Bromley says a few words

7:50 pm Chief Lambert explains the meaning of the Thin Blue Line – Essentially there are three meanings:

1. The thin blue line represents the thin line Police Officers walk daily between life and death.

2. The thin blue line represents the police officer role of separating the good from the bad while creating order from chaos.

3. The thin blue line on black is a memorial or a connection or memory between Officers killed in the line of Duty and those who continue with their duties in the present.

– Thin Blue Line song sung by (?) followed by Captain Lisa Helkenberg reciting the Police Officer's Prayer

Lord, I ask for courage ~

Courage to face and conquer my own fears ...

Courage to take me where others will not go ...

I ask strength ~

Strength of body to protect others,
and strength of spirit to lead others ...

I ask for dedication ~

Dedication to my job, to do it well,

Dedication to my community, to keep it safe ...

Give me, Lord, concern for those who trust me,

and compassion for those who need me ...

And please, Lord, through it all,

be at my side ...

8:05 pm Chief Wade suggests a moment of silence for our fallen (how long?) Balloon Release – Chief Wade explains why we have 69 black balloons being released – play Taps during this release

8:10 pm Closing Ceremony Announcements – thank everyone once more for attending, thank our law enforcement agencies and let them know we are here to help and support in anyway we can and that we will always have their "6". Announce final prayer and then door prizes to wrap up

Captain Helkenberg:

Lord, I ask for courage ~

Courage to face and conquer my own fears ...



CHERRYVALE POLICE DEPARTMENT

Chief of Police Perry S. Lambert

Courage to take me where others will not go ...

I ask strength ~
Strength of body to protect others,
and strength of spirit to lead others ...

I ask for dedication ~
Dedication to my job, to do it well,
Dedication to my community, to keep it safe ...
Give me, Lord, concern for those who trust me,
and compassion for those who need me ...
And please, Lord, through it all,
be at my side ...

Chief Wade:

Offers a moment of silence for our fallen – announces we will do a balloon release and will notice there are 69 black balloons – one for each law enforcement officer we have lost just this year.

The Cherryvale Police Department would like to thank all involved with this event including our citizens who came to show their support for law enforcement.

Cherryvale Fire-Rescue

116 South Neosho
Cherryvale, KS 67335

Phone (620) 336-2121 Fax (620) 336-2220

E-mail firedept@Cherryvaleusa.com

*Dedicated to Prevention, Protection, Service and Training
Founded 1884*

Jesse Reed
Fire Chief

July 29, 2016

Honorable Mayor Wright, City Council, Administrator Pile

- ✓ In the month of July 2016, CFR responded to 10 fire responses including;
 - 4 EMS
 - 3 Fires (2 Electrical, 1 Structure fire)
 - 2- Motor Vehicle Crash
 - 1- Fire alarm
- ✓ In July 2016, CFR had 46 EMS reports and contacted 41 patients as follows;
 - 21 Transports
 - 11 Patient Refusals
 - 3 "Other" (no patient found, cancelled, pt. dead at scene, etc.)
 - 10 Transport by other agency as an additional or supplemental unit
- ✓ The highest percentage dispatches for our EMS unit were;
 - 11- Breathing Problem
 - 6- Chest Pain
 - 5- "Other"
 - 3- Fall Victims
- ✓ Our EMS unit was responding
 - Within 1 minute of the dispatch 87% of the time
 - Within 3 minutes of the dispatch 98% of the time
 - Highest dispatch to enroute time was 5 minutes. Average dispatch to enroute time is 40 seconds.
- ✓ Our EMS unit arrived on scene
 - Within 5 minutes 87% of the time
 - Within 10 minutes 98% of the time
 - Highest en route to on scene time was 9 minutes. Our average enroute to on scene time is 2 minute, 22 seconds
 - 11 of 46 responses were in the county; 24%
- 505 was having emissions issues that limited the speed to 60 mph. It was taken out of service, and serviced by Romans in Independence. The problem has been rectified.
- AEMT Nathanael Day graduated from MSSU on July 29th with a certificate in Paramedicine. He has passed his board practical exam and will take his national registry written exam after graduation. After obtaining his certificate, he will undergo orientation training until he is released to work on his own. At that time, we will have a paramedic on each shift giving us full ALS coverage.

Cordially,
Jesse Reed
Fire Chief/EMS Director, I/C

