

# CITY OF CHERRYVALE

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## MEETING OF THE CITY COUNCIL REGULAR MEETING OCTOBER 20<sup>TH</sup>, 2014 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.

Present: Mayor Wright, Council President Wickham, Council Member Forman, Council Member Wagoner, Council Member Crain, City Administrator Travis Goedken, City Clerk/Assistant City Administrator Chris Weiner, Donna Celaya (Montgomery County Chronicle), John V. Wright, Sylvia Shaffer, Tammi Jager-Barnett, Shirley Hogben, James Hogben.

#### INVOCATION

Council Member Wagoner led the invocation.

#### PLEDGE OF ALLEGIANCE

All present participated.

#### ROLL CALL

*City Clerk Chris Weiner took roll:*

**Mayor Wright – present; Council President Wickham – present; Council Member Forman – present; Council Member Wagoner – present; Council Member Crain – present.**

***A quorum was present.***

#### PUBLIC FORUM

John V. Wright – 525 E. 2<sup>nd</sup> St. - Lake Tanko: Park needs to be improved and have more trees.

#### GOVERNING BODY COMMENTS

Mayor John Wright – None

Council Member Chad Wickham – **Made a motion to waive opening and closing costs of grave for Wilma Hopkins, seconded by Council Member Wagoner.**

***All votes aye.***

Council Member Kevin Crain – *Upset about Dakota Loomis' comments on Cherryvale.*

Council Member Randy Wagoner – *Disappointed in Dakota Loomis' comments as well.*

Council Member Lew Forman, Jr. – None

#### **NEW BUSINESS**

##### **A. PROPOSED ORDINANCE 14-4654: PEDDLER DEFINITION**

Presented by Travis Goedken, City Administrator

**RECOMMENDED ACTION:** Approve proposed ordinance as presented.

Presented by City Administrator Travis Goedken.

**Council Member Crain motioned to approve Ordinance 14-4654 as presented, Council President Wickham seconded.**

*City Clerk Chris Weiner took the roll call vote:*

***Council Member Forman – aye; Council Member Wagoner – aye; Council President Wickham – aye; Council Member Crain – aye.***

**All votes aye.**

**CITY OF CHERRYVALE**

**ORDINANCE 14-4654  
PEDDLER DEFINITION**

AN ORDINANCE AMENDING SECTION 5-203 OF CITY CODE; CHANGING THE DEFINITION OF A PEDDLER, IN REGARDS TO OBTAINING A SOLICITOR, CANVASSER OR PEDDLER LICENSE.

**BE IT ORDAINED** by the Governing Body of the City of Cherryvale:

Section 5.203 of the Code of the City of Cherryvale is hereby amended to read as follows:

**5-203. Definitions.**

The following words and phrases, when used in this article, shall have meanings respectively ascribed to them:

- (a) **PEDDLER** shall mean a person who sells tangible commodities from house to house, place to place, store to store, or on the streets or in any public place; or one whose sales are not made from one established spot.
- (b) **SOLICITOR OR CANVASSER** shall mean a person who takes orders for future deliveries, or for intangible services, or solicits subscriptions, in public places or from house to house, place to place and not from an established place on private premises.
- (c) **TRANSIENT VENDOR OR TRANSIENT MERCHANT** shall mean a person who sells commodities from private premises but remain at one place for temporary periods only.

**PASSED AND APPROVED** by the Governing Body of the City of Cherryvale, Kansas, this 20<sup>th</sup> day of October, 2014.

\_\_\_\_\_  
John M. Wright, Mayor

ATTEST:

\_\_\_\_\_  
Christopher T. Weiner, City Clerk

**B. TREASURER'S REPORT**

Presented by Chris Weiner, City Clerk/Assistant City Administrator

**RECOMMENDED ACTION:** Accept the Treasurer's report.

Presented by City Clerk Chris Weiner.

**Council Member Wagoner motioned to accept the Treasurer's Report as presented, Council Member Crain seconded.**

All votes aye.

**CITY OF CHERRYVALE**

**CITY TREASURER'S REPORT  
THIRD QUARTER 2014**

FUND	BALANCE 07/01/14	RECEIPTS	DISBURSEMENTS	BALANCE 09/30/14
1 General Operating	\$ 376,932.36	\$ 428,172.74	\$ 361,391.23	\$ 442,713.87
2 Library	\$ 18,989.25	\$ 5,136.82	\$ 22,846.48	\$ 1,279.59
8 Special Parks & Rec.	\$ 9,466.98	\$ -	\$ -	\$ 9,466.98
9 Special Highway	\$ 17,823.21	\$ 17,490.95	\$ 28,550.14	\$ 6,764.02
12 Bond & Interest	\$ 40,855.12	\$ 131,044.80	\$ 155,763.19	\$ 16,136.73
13 Drug Seizure Fund	\$ 1,393.12	\$ 106.65	\$ 106.65	\$ 1,393.12
20 Clearing Funds	\$ -	\$ 283,356.60	\$ 283,356.60	\$ -
40 Refuse Collection	\$ 20,066.31	\$ 32,616.90	\$ 31,519.27	\$ 21,163.94
51 Water O & M	\$ 260,544.04	\$ 167,574.69	\$ 239,432.72	\$ 188,686.01
52 WWTP & S.S. O&M	\$ 298,157.38	\$ 106,144.41	\$ 146,807.52	\$ 257,494.27
57 HAZ Brownfields Gt	\$ 22,704.68	\$ -	\$ -	\$ 22,704.68
58 Petro Brownfields Gt	\$ (3,787.58)	\$ -	\$ -	\$ (3,787.58)
60 Capital Improvement	\$ 304,066.64	\$ (33,134.64)	\$ -	\$ 270,932.00
61 Municipal Equip Rev.	\$ 103,586.49	\$ -	\$ 11,980.00	\$ 91,606.49
62 KHRC Home Grant	\$ (1,425.05)	\$ -	\$ -	\$ (1,425.05)
71 Firemans Insurance Proceeds	\$ 7,264.66	\$ -	\$ 7,268.56	\$ (3.90)
72 Firemans Auxilliary Fd	\$ 7,551.20	\$ 57.00	\$ -	\$ 7,608.20
73 Volunteer Firefighters	\$ 230.69	\$ 971.66	\$ 845.48	\$ 356.87
74 Police Explorer Fund	\$ (15.00)	\$ -	\$ -	\$ (15.00)
75 Fire Fighter Flag Fund	\$ 277.04	\$ -	\$ -	\$ 277.04
77 Cemetery Trust Fund	\$ 1,713.79	\$ -	\$ -	\$ 1,713.79
79 FSA Fund	\$ 9,372.42	\$ -	\$ 2,066.17	\$ 7,366.25
82 KAN STEP Grant(C.Ctr)	\$ (74,327.02)	\$ -	\$ 38,101.14	\$ (112,428.16)
83 2012 CDBG Paving Grant	\$ 675.00	\$ -	\$ -	\$ 675.00
87 RBEG Loan Fund	\$ 13,340.00	\$ 2,275.83	\$ -	\$ 15,615.83
90 RBEG Loan Fund	\$ 54,837.66	\$ 1,371.66	\$ -	\$ 56,209.32
98 Police Explorers Account	\$ 760.01	\$ -	\$ 106.65	\$ 653.36
99 Small Grants	\$ (6.50)	\$ 38,662.40	\$ 38,654.26	\$ 1.64
Petty Cash Fund	\$ 1,474.00	\$ -	\$ 150.00	\$ 1,324.00
Clerk's Change Fund	\$ 300.00	\$ -	\$ -	\$ 300.00
<b>TOTAL</b>	<b>\$ 1,491,819.90</b>	<b>\$ 1,181,848.47</b>	<b>\$ 1,368,886.06</b>	<b>\$ 1,304,782.31</b>

**INDEBTEDNESS**

General Obligation SW	\$ 1,300,972.00
General Obligation SW II	\$ 1,360,224.98
General Obligation WT	\$ 100,000.00
KS Water Supply Loan	\$ 553,474.80
Library Lift	\$ 30,166.91
Ambulance	\$ 70,761.41
2008 Ford Expedition	\$ 10,032.88
<b>TOTAL</b>	<b>\$ 3,425,621.98</b>

**INVESTMENTS & CASH AMOUNTS**

C.D.'S	\$ 275,000.00
MIP'S	\$ 2.02
Money Market Account	\$ 778,442.87
General Operating Account	\$ 85,753.43
FSA Fund	\$ 7,366.25
PSB-FD-Volunteers	\$ 356.87
PSB-FD-Auxillary	\$ 7,608.20
PSB- PD Explorer	\$ 633.36
PSB- FD Flag Fund	\$ 277.04
RBEG Loan Fund	\$ 71,825.16
KAN-STEP Grant	\$ 74,500.00
Drug Seizure Fund	\$ 1,393.12
Petty Cash Fund	\$ 1,324.00
Clerks Change Fund	\$ 300.00
<b>TOTAL</b>	<b>\$ 1,304,782.31</b>

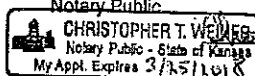
I, Angela Barnett, solemnly swear that the above is true and correct to the best of my knowledge and belief.

Angela Barnett - City Treasurer

*Angela Barnett*

The above was signed before me on the 16th day of October 2014.

Notary Public



*Christopher T. Weiner*

#1047270

**C. AUDIT CONTRACT AWARD**

Presented by Travis Goedken, City Administrator

**RECOMMENDED ACTION:** Award contract to Jarred, Gilmore & Phillips.

**Council Member Wagoner motioned to approve the audit contract with Jarred, Gilmore, & Phillips, Council President Wickham seconded.**

*All votes aye.*

**D. COMMUNITY CENTER STAFFING**

Presented by Travis Goedken, City Administrator

**RECOMMENDED ACTION:** Take appropriate action.

Presented by Council Advisory Board Chairman James Hogben.

No action taken.

**E. COMMUNITY CENTER OPENING AND HOURS**

Presented by Travis Goedken, City Administrator

**RECOMMENDED ACTION:** Take appropriate action.

Presented by Council Advisory Board Chairman James Hogben.

No action taken.

**F. COMMUNITY CENTER RULES AND REGULATIONS**

Presented by Travis Goedken, City Administrator

**RECOMMENDED ACTION:** Take appropriate action.

**Council Member Wagoner motioned to amend rules and regulations of Community Center use to recommendations made by City Administrator, Council Member Crain seconded.**

*All votes aye.*

**G. COMMUNITY CENTER RENTAL RATES**

Presented by Travis Goedken, City Administrator

**RECOMMENDED ACTION:** Take appropriate action.

Presented by City Administrator Travis Goedken.

No action taken.

**H. CONSENT AGENDA**

Presented by John Wright, Mayor

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

- 1. Appropriations Ord. No. 14-1010 \$60,303.63
  - a. Approval of Purchases over \$5,000
    - i. Westar Energy \$6,917.20
- 2. Consideration of the minutes for October 6<sup>th</sup>, 2014 Regular Meeting  
Presented by Mayor Wright.

**Council Member Wagoner motioned to approve the consent agenda as presented, Council Member Crain seconded.**

*All votes aye.*

**INFORMATIONAL ITEMS**

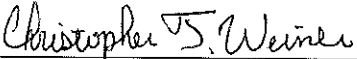
1. 2015 Property Tax Valuation and Levy  
Presented by City Administrator Travis Goedken.
  
2. 300 Block E Main Closure for Halloween  
Presented by City Administrator Travis Goedken.
  
3. Community Center Survey  
Presented by City Administrator Travis Goedken.

**ADJOURNMENT**

**Council Member Wagoner motioned to adjourn, Council Member Forman seconded.**

**All votes aye.**

Respectfully submitted,



Christopher T. Weiner, City Clerk