

**CITY OF CHERRYVALE
MEETING OF THE CITY COUNCIL
REGULAR MEETING
SEPTEMBER 2ND, 2014
7:00 PM**

Working for a better tomorrow... today.

ORDER OF BUSINESS

CALL MEETING TO ORDER

Mayor Wright called the meeting to order at 7:03 P.M.

Present: Mayor Wright, Council President Wickham, Council Member Forman (arrived at 7:24 P.M.), Council Member Wagoner, Council Member Crain, City Administrator Travis Goedken, City Clerk / Assistant City Administrator Chris Weiner, City Attorney Jeffrey Gettler, Fire / EMS Chief Jesse Reed, Andy Taylor (Montgomery County Chronicle), James Hogben, Shirley 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 – absent (arrived at 7:24 P.M.); Council Member Wagoner – present; Council Member Crain – present.

A quorum was present.

NEW BUSINESS

A. PROPOSED ORDINANCE 14-4648: INCORPORATING THE UNIFORM PUBLIC OFFENSE CODE BY REFERENCE

Presented by Travis Goedken, City Administrator

RECOMMENDED ACTION: Adopt proposed ordinance 14-4648.

Presented by City Administrator Travis Goedken.

Council Member Crain motioned to adopt ordinance 14-4648, Council President Wickham seconded.

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

All votes aye.

B. PROPOSED ORDINANCE 14-4649: INCORPORATING THE STANDARD TRAFFIC ORDINANCE BY REFERENCE

Presented by Travis Goedken, City Administrator

RECOMMENDED ACTION: Adopt proposed ordinance 14-4649.

Presented by City Administrator Travis Goedken.

Council President Wickham motioned to adopt ordinance 14-4649, Council Member Crain seconded.

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

All votes aye.

C. PROPOSED ORDINANCE 14-4650: SPECIAL ASSESSMENTS

Presented by Travis Goedken, City Administrator

RECOMMENDED ACTION: Adopt proposed ordinance 14-4650.

Presented by City Administrator Travis Goedken.

Council Member Wagoner motioned to adopt ordinance 14-4650, Council President Wickham seconded.

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

All votes aye.

D. PROPOSED ORDINANCE 14-4651: CHERRYVALE COMMUNITY CENTER

Presented by Travis Goedken, City Administrator

RECOMMENDED ACTION: Adopt proposed ordinance 14-4651.

Presented by City Administrator Travis Goedken.

Council Member Crain motioned to adopt ordinance 14-4651, Council President Wickham seconded.

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

All votes aye.

E. PROPOSED ORDINANCE 14-4652: LABORATORY FEES ADDED TO COURT COSTS

Presented by Travis Goedken, City Administrator

RECOMMENDED ACTION: Adopt proposed ordinance 14-4652.

Presented by City Administrator Travis Goedken.

Council President Wickham motioned to adopt ordinance 14-4652, Council Member Wagoner seconded.

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

All votes aye.

F. PROPOSED ORDINANCE 14-4653: DRINKING IN PUBLIC

Presented by Travis Goedken, City Administrator

RECOMMENDED ACTION: Take appropriate action.

Presented by City Administrator Travis Goedken.

Council Member Crain motioned to adopt ordinance 14-4653, Council President Wickham seconded.

Council Member Crain – aye; Council Member Wagoner – nay; Council President Wickham – aye.

Motion passes 2-1.

PROPOSED RESOLUTION 14-13: COMMUNITY CENTER FEES

Presented by Travis Goedken, City Administrator

RECOMMENDED ACTION: Adopt proposed resolution 14-13.

Presented by City Administrator Travis Goedken.

Council Member Crain motioned to adopt resolution 14-13 with changes as discussed, Council President Wickham seconded.

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

Motion passes 3-1.

G. COMMUNITY CENTER BOARD APPOINTMENTS

Presented by Travis Goedken, City Administrator

RECOMMENDED ACTION: Take appropriate action.

Presented by City Administrator Travis Goedken.

Council Member Wagoner motioned to appoint James Hogben, Sylvia Shaffer, Carol Staton, and Tammie Barnett-Jager to the Cherryvale Community Center Board of Advisors, Council President Wickham seconded.

All votes aye.

H. 209 N LIBERTY ACCESS AGREEMENT

Presented by Travis Goedken, City Administrator

RECOMMENDED ACTION: Authorize City Administrator to grant access to property.

Presented by City Administrator Travis Goedken.

Council President Wickham motioned to authorize City Administrator to grant access to property, Council Member Crain seconded.

All votes aye.

I. LEAGUE OF KANSAS MUNICIPALITIES VOTING DELEGATES

Presented by Travis Goedken, City Administrator

RECOMMENDED ACTION: Designate Travis Goedken as voting delegate and Chris Weiner as alternate.

Presented by City Administrator Travis Goedken.

Council President Wickham motioned to designate Travis Goedken as the primary voting delegate and Chris Weiner as the alternate, Council Member Crain seconded.

All votes aye.

J. AUDIT REQUEST FOR PROPOSALS

Presented by Chris Weiner, City Clerk/Asst. City Administrator

RECOMMENDED ACTION: Take appropriate action.

Presented by City Clerk / Assistant City Administrator Chris Weiner

No action was taken.

K. CONSENT AGENDA

Presented by John Wright, Mayor

RECOMMENDED ACTION: Approve the consent agenda as presented.

- 1. Appropriations Ord. No. 14-0829 \$88,405.42
 - a. Approval of Purchases over \$5,000
 - i. Public Wholesale Water \$24,333.33
 - ii. Republic Services \$12,374.35
- 2. Consideration of the minutes for August 18th, 2014 Regular Meeting

Presented by Mayor Wright

Council President Wickham motioned to approve the consent agenda as presented, Council Member Forman seconded.

All votes aye.

OLD BUSINESS

A. INTERIM SMELTER WASTE AGREEMENT

Presented by Travis Goedken, City Administrator and Jeffrey Gettler, City Attorney

RECOMMENDED ACTION: Take appropriate action.

Presented by City Administrator Travis Goedken

No action was taken.

B. PROJECT NAVIGATOR LEASE AGREEMENT

Presented by Travis Goedken, City Administrator

RECOMMENDED ACTION: Take appropriate action.

Presented by City Administrator Travis Goedken.

Council Member Wagoner motioned to authorize the lease agreement with Project Navigator for \$325 per month, Council President Wickham seconded.

All votes aye.

INFORMATIONAL ITEMS

1. Department Monthly Reports
 - a. Police
No report given.
 - b. Fire
Presented by Fire / EMS Chief Jesse Reed
 - c. Public Works
No report given.
 - d. City Clerk
Presented by City Clerk / Assistant City Administrator Chris Weiner
 - e. City Administration
Presented by City Administrator Travis Goedken
2. Community Center Update
Presented by City Administrator Travis Goedken
3. KDHE Trainings
Presented by City Administrator Travis Goedken
4. Smelter Removal Site Evaluation (RSE) Phase II
Presented by City Administrator Travis Goedken

EXECUTIVE SESSION

1. To Discuss Matters with Attorney-Client Privilege

Council Member Wagoner motioned to enter into executive session with the Mayor, Council, City Administrator, City Attorney, and Fire / EMS Chief Reed on call to discuss matters with attorney-client privilege at 7:58 P.M. for twenty minutes, Council Member Crain seconded.

All votes aye.

Mayor Wright declared the meeting back in regular session at 8:22 P.M.

Council Member Crain motioned to enter back into executive session with the Mayor, Council, City Administrator, City Attorney, and Fire / EMS Chief Reed on call to discuss matters with attorney-client privilege at 8:22 P.M. for ten minutes, Council Member Wagoner seconded.

All votes aye.

Mayor Wright declared the meeting back in regular session at 8:32 P.M.

Council Member Wagoner motioned to create a seventh firefighter position and to pay \$25 per call shift all career firefighters have, Council President Wickham seconded.

Motion passed 3-1 with Council Member Crain voting nay.

2. To Discuss Matters of Non-Elected Personnel

Council Member Forman motioned to enter into executive session with the Mayor, Council, City Administrator, and City Clerk Chris Weiner on call to discuss matters of Non-Elected Personnel for twenty minutes at 8:32 P.M., Council President Wickham seconded.

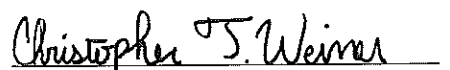
All votes aye.

ADJOURNMENT

Council President Wickham motioned to adjourn at 8:52 P.M., Council Member Wagoner seconded.

All votes aye.

Respectfully submitted,


Christopher T. Weiner, City Clerk