

CITY OF CHERRYVALE

**MEETING OF THE CITY COUNCIL
REGULAR MEETING
November 18, 2013
7:00 PM**

Working for a better tomorrow... today.

ORDER OF BUSINESS

CALL MEETING TO ORDER

INVOCATION

PLEDGE OF ALLEGIANCE

ROLL CALL

PUBLIC FORUM

GOVERNING BODY COMMENTS

**Mayor John Wright
Council Member Chad Wickham
Council Member Kevin Crain
Council Member Randy Wagoner
Council Member Lew Forman, Jr.**

NEW BUSINESS

**A. HOME OCCUPATION APPLICATION – BILLY ROBERTS D/B/A
MISFIT MOTORS, 634 FRONT ST – AUTOMOTIVE REPAIR SHOP**

Presented by Billy Roberts

RECOMMENDED ACTION: Approve the home occupation application

**B. RESOLUTION 13-22: A RESOLUTION ESTABLISHING THE CITY OF
CHERRYVALE, KANSAS 2014 HOLIDAY CALENDAR FOR CITY
EMPLOYEES**

Presented by Travis Goedken, City Administrator

RECOMMENDED ACTION: Approve Resolution 13-22

C. UTILITY RATES REVIEW AS REQUIRED BY ORD 12-4629

Presented by Travis Goedken, City Administrator

RECOMMENDED ACTION: Maintain the current utility rates

CONSENT AGENDA

Presented by John Wright, Mayor.

- | | |
|---|-------------|
| 1. Appropriations Ordinance No. 13-1108 | \$85,642.07 |
| a. MCAC (for Tim Goode) | \$5,000.00 |
| b. Public Wholesale Water | \$24,333.33 |
| c. Westar Energy | \$5,399.34 |

2. Consideration of the minutes for November 4, 2013 Regular Meeting
RECOMMENDED ACTION: Approve consent agenda as presented.

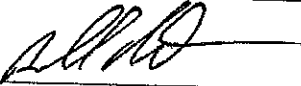
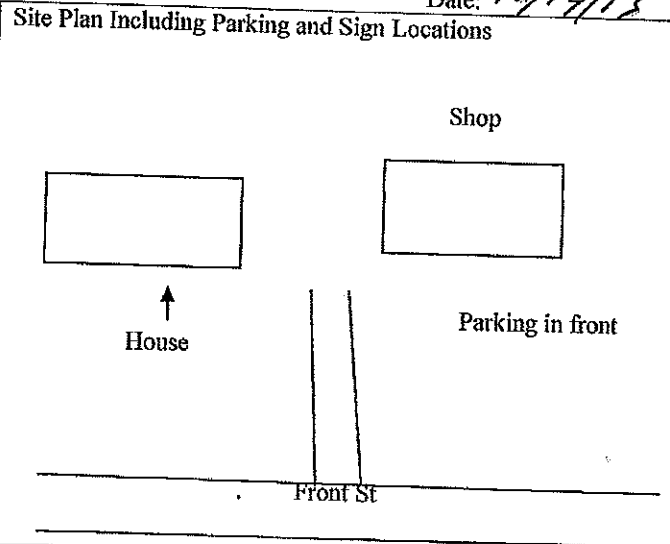
INFORMATIONAL ITEMS

1. City Leaf Pickup
2. Chamber of Commerce Christmas Events
3. Cox Cable Updates
4. Senator King Visit – December 2nd

EXECUTIVE SESSION

1. To Discuss Matters of Non-Elected Personnel (Estimated at 15 minutes)

ADJOURNMENT

Home Occupation Application City of Cherryvale, Kansas		Application #
Name Billy Roberts		Date 10/14/2013
Address 634 Front		Phone 620-330-3485
Name of Business Misfit Motors		Phone SAA
Hours of Operation M-F 8am - 5 pm	Type of Occupation Automotive repair shop	
List All Special Processes, Equipment, and Supplies (If Additional Space is Required, Use Separate Page)		
1. Oil and other fluids will be stored in steel drums. He will be contracting with a pickup service.		
2.		
3.		
4.		
5.		
Applicant Signature: 		Date: 10/14/13
Restrictions Imposed <input type="checkbox"/> Hours of Operation <input type="checkbox"/> Materials or Processes <input type="checkbox"/> Other Brief Explanation of Restrictions _____ _____ _____ _____ _____	Site Plan Including Parking and Sign Locations 	
Planning and Zoning Commission Findings		
<input type="checkbox"/> Favorable <input type="checkbox"/> Unfavorable Chairperson Signature: _____		Date _____
City Council Findings		
<input type="checkbox"/> Favorable <input type="checkbox"/> Unfavorable Mayor Signature: _____		Date _____

**CITY OF CHERRYVALE
RESOLUTION 13-22**

**A RESOLUTION ESTABLISHING THE CITY OF CHERRYVALE, KANSAS 2014
HOLIDAY CALENDAR FOR CITY EMPLOYEES**

WHEREAS, the City Council shall designate certain days as official Holidays for City employees according to the guidelines in the Personnel Policy Manual.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF CHERRYVALE that:

Section 1. The following dates in 2014 will be considered holidays for all city employees:

New Year's Day	Wednesday	January 1, 2014
Martin Luther King, Jr. Day	Monday	January 20, 2014
Presidents' Day	Monday	February 17, 2014
Memorial Day	Monday	May 26, 2014
Independence Day	Friday	July 4, 2014
Labor Day	Monday	September 1, 2014
Veterans Day	Tuesday	November 11, 2014
Thanksgiving Day	Thursday	November 27, 2014
Day after Thanksgiving	Friday	November 28, 2014
Christmas Eve	Wednesday	December 24, 2014
Christmas Day	Thursday	December 25, 2014

Section 2. Floating Holiday (Personal Day): In addition to the above holidays, a full-time employee shall receive one (1) personal day to take off. The employee's supervisor must grant permission before the personal day can be used. The time off should be scheduled with the supervisor at least one (1) week in advance.

PASSED by the governing body of the City of Cherryvale on the 18th day of November, 2013.

John M. Wright, Mayor

ATTEST:

Christopher Weiner, City Clerk

ORDINANCE NO. 12-4629

AN ORDINANCE SETTING WATER RATES AS OF DECEMBER 1, 2012 AND REPEALING ALL ORDINANCES AND RESOLUTIONS IN CONFLICT THEREWITH

WHEREAS, the City of Cherryvale has a commitment to provide quality water to all of its customers; and

WHEREAS, the City of Cherryvale Water Distribution System will need upgrades and repairs; and

WHEREAS, the City of Cherryvale must fund increased debt service expenses as a result various projects and fund transfers;

WHEREAS, a water rate study performed by Kansas Rural Water Association concluded that monthly minimum rates should be increased in order to properly maintain the system and address increased debt service expenses.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF CHERRYVALE, KANSAS:

SECTION 1. WATER RATES. Water rates are hereby changed to \$13.00 for a base service charge and a unit charge of \$8.16 per 1,000 gallons of water consumed. The charge for bulk water shall not exceed the rate of \$10.00 per 1,000 gallons of water consumed.

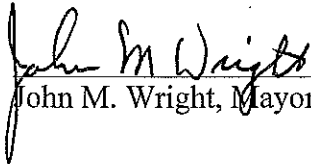
SECTION 2. RURAL WATER RATES. Rural water rates are hereby changed to \$13.00 for a base service charge and a unit charge of \$10.46 per 1,000 gallons of water consumed.

SECTION 3. EFFECTIVE. This ordinance shall be effective after passage and publication is complete and for all meter readings beginning December 1, 2012.

SECTION 4. REVIEW. The City Administrator or his or her designee shall continue to perform a rate review on a yearly basis and present his or her findings to the Governing Body at the last Council Meeting in November.

SECTION 5. REPEAL. Ordinance No. 10-4599 is hereby repealed.

Passed by the Governing Body of the City of Cherryvale this 19th day of November, 2012.

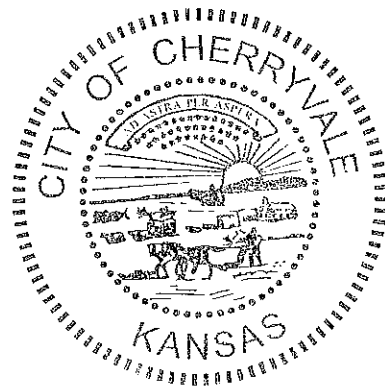


John M. Wright, Mayor

Attest:



John Merrell, City Clerk



CITY OF CHERRYVALE

Warrant Ordinance Number: 13-1108 Date: Friday, November 08, 2013

Detail of Checks Processed On Friday, November 08, 2013

Bk	Chk Num	Date	Vendor Number	Vendor Name	Voucher Num	Date	Voucher Amt	Memo
0	18717	11/08/13	00014	AARON SACHS ASSOCIATES	20130782	11/07/13	906.00	AMBULANCE PAYMENT REFUND; ACCT# 2231
	18718		00001	AT&T	20130759	10/31/13	81.12	ACCT#2100771254201; SPECIAL ACCESS
	18719		00786	BUG BUSTERS USA LLC	20130758	10/31/13	75.00	INV# 2310; PEST CONTROL FOR CITY HALL, PD, FD & LPCB
	18720		00700	BULLARD, JOHN R.	20130776	11/07/13	1,350.00	PROFESSIONAL SERVICES
	18721		00845	CANEY VALLEY SERVICES	20130750	10/31/13	75.00	PORTABLE TOILET FOR COMMUNITY CENTER
	18722		01250	CHERRYVALE LIBRARY TREASURER	20130757	10/31/13	1,200.09	FIFTH DISTRIBUTION FOR 2013
	18723		00866	CJ's THREADS EMBROIDERY, LLC	20130753	10/31/13	16.00	UNIFORM TSHIRTS FOR TRENT KING
	18724		01739.5	COOK, AARON	20130765	11/04/13	372.90	TRAIN THE TRAINER CLASS IN LIBERAL, KS MILEAGE REIMBURSEMENT
	18725		01824.5	COX COMMUNICATIONS	20130769	11/04/13	477.45	ACCT#0011012036657401; PHONE & INTERNET FOR CITY HALL, PD & FD
					20130781	11/07/13	90.28	ACCT#0011012072462501; PUBLIC WORKS PHONE & INTERNET
						Check Total	567.73	
0	18726	11/08/13	01885	D & C WELDING & MACHINE SVC	20130787	11/07/13	105.00	INV#91801; BACKHOE REPAIR
	18727		03745	DIVISION OF ENVIRONMENT	20130766	11/04/13	48.00	ACCT# E8000; WATER TESTING JULY - SEPTEMBER 2013
	18728		02563	FIREHOUSE	20130755	10/31/13	625.00	INV#960667; CONTRACT RENEWAL
	18729		02900	HASSENPLUG, MICHAEL W.	20130756	10/31/13	33.00	COLLECTION SERVICE FEES FOR AMB. ACCT# 1711
	18730		09029	HERRMAN LUMBER CO.	20130772	11/04/13	546.19	INV# 311020 & 311754; COMMUNITY CENTER SUPPLIES
	18731		03755	KANSAS GAS SERVICE	20130751	10/31/13	257.59	ACCT# 510668573100230182; GAS SERVICE
	18732		05880	KANSAS ONE-CALL SYSTEM, INC.	20130762	10/31/13	14.40	INV# 3100197; LOCATES FOR OCTOBER 2013
	18733		03650	KC 24 HR. TRUCK REPAIR	20130784	11/07/13	216.50	INV# 18160 & 18151; DOT INSPECTIONS
	18734		02125.5	KDHE-BUREAU OF WATER	20130780	11/07/13	185.00	ANNUAL WASTEWATER PERMIT NO. M-VE07-0002
	18735		03730	KS ALCOHOLIC BEVERAGE CONTROL	20130774	11/05/13	25.00	PIZZA HUT CMB STAMP FEE
	18736		04300	LEAGUE/KANSAS MUNICIPALITIES	20130767	11/04/13	100.00	INV# 13-2610; Aug. 23, 2013 KS Open Records Act, Emporia
	18737		05000	LOCKWOOD COMPANY, INC.	20130749	10/31/13	34.54	INV# 108138; 2014 CMB LICENSES
	18738		05010	MCCARTY'S	20130788	11/07/13	862.98	ACCT#10480; OFFICE SUPPLIES FOR CITY HALL, PUB WORKS, & PD
	18739		05033	MEDICLAIMS, INC.	20130773	11/04/13	1,275.00	INV# 13-16198; AMBULANCE SERVICE BILLING
	18740		09023	Mercy Clinic Cherryvale	20130764	10/31/13	65.00	Workman's Comp Claim - 10/18/13
					20130778	11/07/13	65.00	Workman's Comp Claim - 10/18/13
						Check Total	130.00	
0	18741	11/08/13	09023.2	MERCY CLINIC KANSAS COMM.	20130779	11/07/13	250.00	Pre-employment Physical - 09/26/13

CITY OF CHERRYVALE

Warrant Ordinance Number: 13-1108 Date: Friday, November 08, 2013
 Detail of Checks Processed On Friday, November 08, 2013

Bk	Chk Num	Date	Vendor Number & Name	Voucher Num and Date	Voucher Amt	Memo
0	18742	11/08/13	09023.4 MERCY HOSPITAL INDEPENDENCE	20130777 11/07/13	267.00	Workman's Comp Claim - 10/18/13
	18743		05235 MONTGOMERY COUNTY ACTION	20130752 10/31/13	5,000.00	MODERATE INCOME HOUSING PROJECT;
	18744		05550 MUTUAL OF OMAHA INSURANCE CO.	20130761 11/01/13	268.49	Life/AD&D/STD Insurance Premiums for November 2013
	18745		05720 NEPTUNE TECHNOLOGY GROUP	20130785 11/07/13	266.88	INV#N358164; WATER METER ANTENNA
	18746		05750 NEWTON'S	20130789 11/07/13	709.60	ACCT#627762 & 62776; COMMUNITY CENTER SUPPLIES AND PD FURNACE REPAIR
	18747		06176 PITNEY BOWES, INC.	20130771 11/04/13	122.38	INV# 316307; INK FOR POSTAGE MACHINE
	18748		06285 PUBLIC WHOLESALE WATER	20130747 10/28/13	24,333.33	TREATED WATER; MINIMUM USAGE
	18749		06733 SEIFERT, KAREN	20130760 10/31/13	14.13	MILEAGE
	18750		06850 SHANKS OIL COMPANY	20130786 11/07/13	921.56	INV# 230750; DEISEL FUEL
	18751		07745 UNITED STATES CELLULAR	20130763 10/31/13	119.03	ACCT#941908125; PUBLIC WORKS CELL PHONE
	18752		07800 UNIVERSITY OF KANSAS	20130754 10/31/13	55.00	FIRE OFFICER 1 CERT. FOR JESSE REED
	18753		07801.1 VEENSTRA, HERMAN	20130354 05/24/13	2,200.00	DRYWALL FINISHING
	18754		07803 VERIZON WIRELESS	20130770 11/04/13	252.11	Acct# 542005009 & 483025090; EMS & PD CELL PHONES & TABLETS
	18755		07970 WESTAR ENERGY	20130748 10/30/13	2,020.35	ACCT#6245324605; ELECTRICITY
				20130768 11/04/13	3,378.99	ACCT# 9246063908; STREET LIGHTING
				Check Total	5,399.34	
0	18756	11/08/13	08148 WRIGHT, JEAN	20130783 11/07/13	202.07	AMBULANCE PAYMENT REFUND; ACCT# 1876
	130775		02100 RETAILERS' SALES TAX DIV	20130775 11/06/13	557.35	October 2013 Sales Tax

Grand Total 50,040.31

35,601.76 Payroll

Total \$ 85,642.07

Passed this _____ day of _____.

Signed this _____ day of _____.

 Mayor

Attest:

 City Clerk

CITY OF CHERRYVALE

MEETING OF THE CITY COUNCIL REGULAR MEETING NOVEMBER 4, 2013 7:00 PM

Working for a better tomorrow... today.

ORDER OF BUSINESS

CALL MEETING TO ORDER

Mayor Wright called the meeting to order.

Present: Mayor Wright, Council President Chad Wickham, Council Member Forman, Council Member Crain, City Administrator Travis Goedken, City Clerk/Assistant City Administrator Chris Weiner, Tonya Torkleson.

INVOCATION

Council Member Crain gave the invocation.

PLEDGE OF ALLEGIANCE

All present participated.

ROLL CALL

City Clerk Chris Weiner called roll. Council Member Forman present, Council Member Wagoner absent, Council President Wickham present, Council Member Crain present.

NEW BUSINESS

A. CEREAL MALT BEVERAGE LICENSE – PIZZA HUT

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

RECOMMENDED ACTION: Approve the license request.

Council Member Crain motioned to approve the license request, Council Member Forman seconded.

All votes aye.

B. CONSENT AGENDA

Presented by John Wright, Mayor

RECOMMENDED ACTION: Approve the consent agenda as presented.

1. Appropriations Ord. No. 13-1025 \$99,351.88
 - a. Approval of Purchases over \$5,000
 - i. B & L Trenching, LLC \$17,000.00
 - ii. Blue Cross-Blue Shield \$13,821.47
 - iii. Card Services \$5,924.01
 - iv. Republic Services \$11,223.71
2. Consideration of the minutes for October 21, 2013 Regular Meeting.

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

Council Member Forman abstained, Council Members Crain and Wickham voted aye.

INFORMATIONAL ITEMS

1. Chamber Christmas Parade – December 4th at 6:30 PM
City Administrator Travis Goedken presented.
2. Demolition Bids - 513 E. 2nd, 729 E. 9th, 610 Front, 409 E. 2nd
City Administrator Travis Goedken presented.


Mayor Wright spoke about the Veteran's Day Parade and finding someone to lead the effort.

ADJOURNMENT

Council President Wickham motioned to adjourn the meeting, Council Member Crain seconded.

All votes aye.

Respectfully submitted,


Christopher T. Weiner, City Clerk

City of Cherryvale 2013 leaf pickup

December 2nd thru December 23rd

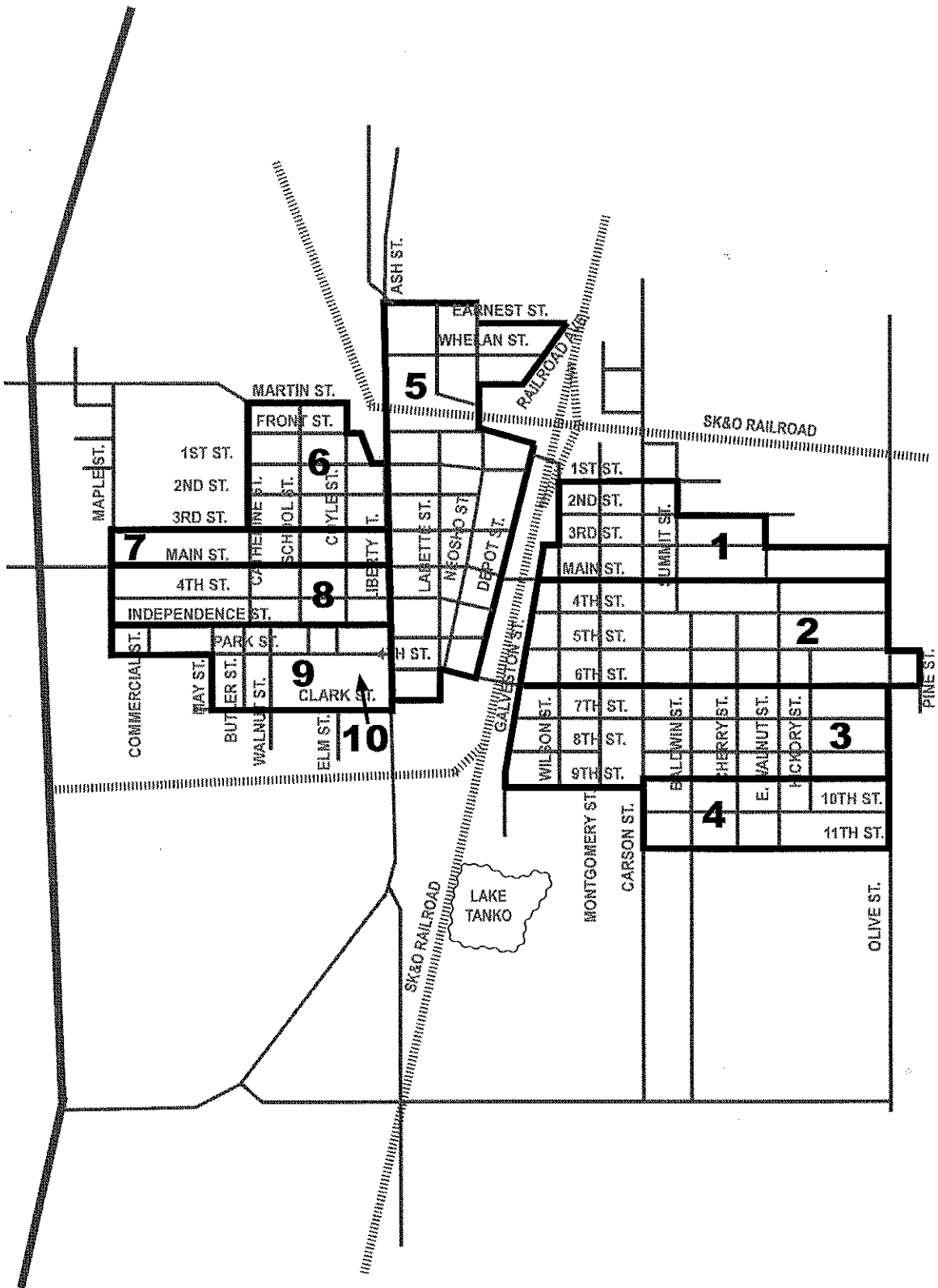
The City of Cherryvale Public Works Department will be picking up leaves for residents throughout the month of December as weather permits. To participate, please rake your leaves into piles near the curb in front of your residence on your designated pickup date. **Do not rake leaves into the street or into ditches deeper than 12 inches.** It is a violation of City Ordinance to put leaves into roadways.

Please be sure your leaf piles are free of limbs, shrubs, rocks, trash or any other debris. Should any of these items be present, leaf piles will not be picked up, as the debris can cause serious damage to equipment and injury to personnel when vacuumed into machine.

Leaf pickup dates are listed below:

Section 1	Dec 2, 3
Section 2	Dec 4, 5, 6
Section 3 & 4	Dec 9, 10, 11
Section 5	Dec 12, 13
Section 6 & 7	Dec 16, 17
Section 8 & 9	Dec 18, 19, 20
Section 10	Dec 23

Public Works will stick to these dates as close as possible. However, we do tend to work around the weather and may get to some areas quicker if bad weather is upon us. Thank you for your cooperation.



Travis Goedken

From: Cherryvale Chamber of Commerce <cherryvalechamber@hotmail.com>
Sent: Monday, November 04, 2013 12:59 PM
To: andy taylor; Big Hill Mini Storage; Bob Blackard; chad wickham; Connie Steen; Curtis Jewett; dgwilliams@sutv.com; Double Play Sports Inc; G & N Well Service; Heather Boss; ICC; Independence Community College; Indy Tourism Chamber; Jack Reddick; Jason Adkison; Jason Williams; Jeff Blasor; Jerry Tuggle; Jim Gill; Jim Houston; Jim Kelly; Jo Ann McDowell; Jody Wright; Joe Marchant; John Keath; John Bullard; Ken Corle; Kim Carrico; Kim Martin; laverna huneycutt; Mac McPherson; Mark Woods; Matt Dennis; Megan Menzer; Midwest Real Estate; Mike Shaw; Nancy Castilleja; Nancy Trout; Newton's True Value; Nick Elder; Nikki Adkison; Pam Davison; Phillip Billman; Phyllis Clark; Pizza Hut; Randy Studebaker; Relaxation Remedies; Renea Cavaness; Rhonda Gregory; Robert John; Ruby Mansfield; Sally Gill; Sam Blackard; Sandy Carinder; Scott Fox; Scott Morris; Shannon Menzer; Sharon Shoop; Sonic of Cherryvale; southeastkansas living; Sunny; tammie hawkins; Tammy Harrison; Tangled Up Salon; Thomas Tyler; Todd Johnson; Virgil and Tamara Peck; Wayne Hollowell; Christopher Weiner; Donna; Jaylene Hicks; Leather Rock Hotel; randy wagoner; Sam Atherton; Shirley Hogben; stephen loganbill; tina cunningham; Travis Goedken
Subject: Cherryvale Christmas Parade

Our parade will be on Wednesday, December 4th at 6:30, beginning at Main & Carson (same as usual) and end at the nursing home. Please send me an email if you plan on being in the parade. Light your floats up! I hear Peoples State Bank has already formed their "Christmas Float Construction Committee"... :)

You will line up on the side streets at that corner. I'll be there at 6:00 pm to help get you in line.

I would encourage the churches to have some kind of fellowship programs after the parade, since we're having it on your night. If you get details to me (either by email or on facebook) I will share with the group.

Any businesses that are having sales, any kind of special events, please let me know. I'll be glad to get the blast out there for you.

Thank you for all your support.

PO Box 112
Cherryvale, Ks. 67335
620-891-0072
www.cherryvaleusa.com/chamber



901 S. George Washington Blvd.
 Wichita, Kansas 67211
 316.260.7000 tel
 www.cox.com

Tuesday, Nov. 12, 2013

Dear Local Franchise Authority,

As you know, Cox must obtain permission from cable networks to provide their channels on Cox's cable channel lineup in Kansas. Our company has been negotiating to renew our agreement with Turner Networks, parent company of the channels listed below. To date, we've been unable to reach equitable terms for a new agreement. Turner Networks could, therefore, require Cox to remove its channels from our lineup after November 15, 2013 when the current agreement expires. This decision is ultimately not within our control.

Tier	Channel Name	Channel Number
Cox TV Essential	Cartoon Network	63
	CNN	25
	HLN	26
	TBS	29
	TNT	30
	truTV	51
	Turner Classic Movies	54
HDTV	Cartoon Network HD	2063
	CNN HD	2025
	HLN HD	2026
	TBS HD	2029
	TNT HD	2030
	truTV HD	2051
	Turner Classic Movies HD	2054
Latino Pak	Boomerang (SAP)	310
	CNN en Español	305
Variety Pak	Boomerang	224

We expect to continue actively negotiating with Turner Networks in an effort to avoid any disruption. If progress is not made, we will notify customers via crawls on our local origination channel(s) and/or the Weather Channel.

Please feel free to contact me at 785-215-6720 if you have any questions.

Sincerely,

Coleen Jennison
 Government Affairs Director
 Cox Communications



In harmony with the Cox Conserves eco-friendly program, we are proud to print on Forest Stewardship Council-certified paper.



901 S. George Washington Blvd.
 Wichita, Kansas 67211
 316.260.7000 tel
 www.cox.com

Cox Communications announces that on or after December 10, 2013, it will be restructuring the one-time installation charges for the following services.

	Product	Current One-Time Charge	New One-Time Charge
Video	HDMI Cable	\$0	\$35.95
	House Amplifier	\$49.99	\$50
	TV Remote Control Purchase	\$0	\$10
	Video Account Change	\$0	\$3
	Customer Equipment Installation	\$0	\$30
	Video Drop Replacement Work	\$38	\$60
	TV Receiver Pick-Up	\$29.95	\$20
	Exterior Wiring	\$0	\$60
	Wall Fish	\$0	\$50
	Video Equipment Swap Shipped	\$60	\$0
	Video Service Appointment	\$30	\$60
	Connect Tap	\$30	\$0
	Cox TV Starter Tap	\$14.99	\$0
	Data	Customer Equipment Installation	\$0
Internet Disconnect		\$20	\$0
Pick Up Internet Equipment		\$0	\$20
Wall Fish (Internet)		\$0	\$50
In-Home WiFi Professional Installation		\$35	\$60
Shipping and Handling		\$9.95	\$0
Internet Service Appointment		\$30	\$60
WiFi Router Dual Band Purchase		\$149	\$129
WiFi Router Single Band Purchase		\$59	\$79
Telephone	Local Long Distance or Long Distance Provider	\$0	\$5
	Account Change	\$5	\$3
	Directory Listing Change	\$11.25	\$3
	Pick Up Telephone Equipment	\$33.95	\$20
	Telephone Calling Feature Change	\$10	\$3
	Wall Fish (Phone)	\$0	\$50
	Telephone Number Change	\$22.50	\$25
	Telephone Service Appointment	\$30	\$60
	eMTA Swap Shipped	\$33.95	\$0
eMTA Batter Shipping and Handling	\$0	\$9.95	

We are truly grateful for the opportunity to serve your community. If you have any questions regarding these changes, please contact me at (785) 215-6720 or coleen.jennison@cox.com.

Best Regards,

Coleen Jennison
 Government Affairs Director | Cox Communications



In harmony with the Cox Conserves eco-friendly program, we are proud to print on Forest Stewardship Council-certified paper.