

Present: Councilmembers Dee Brown, Jane Rea, Bill Owens, Darren Tynan, Terry Edwards and Ty Lewis with Mayor Glenn Fischer presiding.

Also present: City Superintendent and Volunteer Fire Chief Donnie Allison, City Clerk Cheri Peine, Deputy City Clerk Carol Eddington, Bill Cunningham, Attorney Rick Tucker, Danny Chapman, Roger Vance, Rod and Regan Monroe, Brandon Conrad and Rena Russell.

OPENING PRAYER AND PLEDGE OF ALLEGIANCE

Rod Monroe gave the opening prayer and Councilmember Lewis led the Pledge of Allegiance.

RECOGNITIONS – SERVICE AWARDS

Mayor Fischer recognized both Donnie Allison and Brandon Conrad, for their 10 years of service to the city, with service award gift certificates. He thanked them for their years of dedicated service. Eddie Williamson has also been with the city for 10 years but was unable to attend the meeting.

Mayor Fischer recognized Bill Cunningham for 10 years of service as a part-time employee. The Mayor commented on what a good job he has done with Riverside park and thanked him for his service.

Regan Monroe has served on the Planning and Zoning Commission for the past 17 years. She and her husband are moving outside of the city limits, so she is resigning from the Planning Commission. Mayor Fischer thanked her on behalf of the Governing Body and presented her with a gift of appreciation from the city for her 17 years of voluntary service.

Mayor Fischer called for a 5 minute break allowing the Governing Body and all in attendance to congratulate all of the individuals receiving service awards. Refreshments were served.

CITY ATTORNEY ITEMS

Tennis Courts Lawsuit

Attorney Tucker informed the Governing Body that there has been nothing new since the last Council meeting. He feels there will be more to report next month.

Standard Traffic Ordinance

“AN ORDINANCE REGULATING TRAFFIC WITHIN THE CORPORATE LIMITS OF THE CITY OF OSWEGO, KANSAS; INCORPORATING BY REFERENCE THE “STANDARD TRAFFIC ORDINANCE FOR KANSAS CITIES,” EDITION OF 2012, PROVIDING CERTAIN PENALTIES, AMENDING SECTIONS 14-101, 14-102 AND 14-103 OF THE CODE OF THE CITY OF OSWEGO, KANSAS, AND REPEALING ORDINANCE NO. 1275” was presented. The Standard Traffic Ordinance is prepared by the League and adopted on an annual basis. Chief Elliott has reviewed the ordinance and has no changes or amendments to it.

Owens made a motion and Brown seconded to approve the ordinance as presented. Motion carried. Clerk assigned it ordinance #1298.

Uniform Public Offense Code

“AN ORDINANCE REGULATING PUBLIC OFFENSES WITHIN THE CORPORATE LIMITS OF THE CITY OF OSWEGO, KANSAS; INCORPORATING BY REFERENCE THE

“UNIFORM PUBLIC OFFENSE CODE FOR KANSAS CITIES, “EDITION OF 2012, WITH CERTAIN OMISSIONS, CHANGES AND ADDITIONS; PRESCRIBING ADDITIONAL REGULATIONS; AMENDING SECTIONS 11-101 AND 11-102 OF THE CODE OF THE CITY OF OSWEGO, KANSAS, AND REPEALING ORDINANCE 1276” was presented. The Uniform Public Offense Code is prepared by the League and adopted by the City on an annual basis. Police Chief Elliott has reviewed the ordinance and has no changes or amendments to it.

Brown made a motion and Lewis seconded to approve the ordinance as presented. Motion carried. Clerk assigned it ordinance #1299.

Special Assessment Ordinance

“AN ORDINANCE MAKING AND LEVYING A SPECIAL TAX UPON ALL LOTS AND PARCELS OF GROUND IN THE CITY OF OSWEGO, KANSAS FOR THE COST AND EXPENSE OF MOWING IN SAID CITY THROUGH SEPTEMBER 10, 2012 AND CONDEMNATIONS IN 2012” was presented.

Rea made a motion and Brown seconded to approve the ordinance as presented. Motion carried. Clerk assigned it ordinance #1300.

CONSENT AGENDA

The Consent Agenda included: Minutes from the regular Council meeting in November and any special council meetings since then; accounts payables for the month of November; utility deposit refunds and payroll listings. Copies of the accounts payable warrants were available at the meeting for Council review.

Also included in the Consent Agenda:

Appointments:

Housing Committee – Peggy Strickland appointed to replace Tyler Dreiling as his term has expired and he chose not to serve a second term.

Planning Commission – Ted Hornung appointed to replace Regan Monroe who resigned due to her residence change to outside the city limits.

Resolution 12-10-12A – sets out the list of holidays to be observed by the city for the 2013 year.

Cereal Malt Beverage Licenses for 2013:

Jump Start, Casey’s General Store, G&W and the Oswego Golf Course have submitted applications for cereal malt beverage licenses. The applications have been reviewed and approved by the Police Chief, Fire Chief and City Attorney as required.

Brown made a motion and Rea seconded to approve the Consent Agenda as presented. Motion carried.

OLD BUSINESS

Housing Project

Contract for Development of Hillcrest & Diamond Additions

Discussion was held on the contract between the city and Thomas J. Carlson. Attorney Tucker has looked over the contract and suggested three changes: 1) to paragraph #1 - state that the city "desires to donate lots for the construction of seven new homes" instead of how it currently reads; 2)) add to page #3 that the city wants to make every effort to include local businesses in the "bid" process, however we understand if the local businesses cannot compete or choose not to provide a bid, that both Carlson and the city have fulfilled their obligation to include them in the bidding process; 3) that the property taxes must be included in with the property owner's house payment to ensure the taxes are paid on time in order to remain in the Neighborhood Revitalization Plan.

Councilman Lewis asked if any of the homes had to be rented before they were sold, would the rental income count toward Carlson's amount of profit? Consensus of the Council was that it should count towards his requested profit and that it should be spelled out in the contract.

After further discussion, Brown made a motion and Tynan seconded to approve the contract with Attorney Tucker making the stated changes before sending it to Carlson. Motion carried. Attorney Tucker advised that the revised contract will be sent out to all of the Governing Body members.

Salary Recommendation Committee (Councilmembers Brown & Edwards)

The Committee presented their salary schedule. The proposed schedule makes changes to job classifications and salary ranges. Councilmember Brown stated that in reviewing surrounding businesses and cities of similar size, the new schedule is competitive but not out of line. A couple of changes were discussed and a revised schedule will be presented at next month's meeting.

INDIVIDUAL REPORTS

Tynan – has received complaints about dogs running loose all over town. Mayor Fischer has also received complaints. Mayor Fischer instructed the Council to have the individuals contact the Police Dept. with these complaints.

Peine – reported that the electric franchise with Westar is due to be renewed. Kent Myers, a Westar representative, will attend the January Council meeting to present the new franchise ordinance. The agreement would be for 20 years and the percentage would stay at 5%. Attorney Tucker noted that 20 years is now the standard length for franchise agreements.

- also reported that LaForge and Budd will begin demo at City Hall on December 17th so all of the rooms in the back must be cleared out before that date. There is too much that needs to be stored in order to get everything in other city buildings. Staff has contacted the owner of the building that used to house Lottie's Antiques to see if the city could rent

the space (for a reasonable price) during the remodeling. The Governing Body had no objections.

- invited the Governing Body to the city Christmas dinner to be held on Wednesday, December 19th at 11:30 a.m.

Mayor – asked the Council to please be vigilant in responding to every contact by the city staff, especially when they are trying to determine whether there will be enough council members present to hold a meeting. The time involved in following up with more calls and emails because there has been no response received is time that could be better spent. Councilmember Edwards asked that city staff send her text messages from now on instead of calls or emails.

ADJOURNMENT

Edwards made a motion and Tynan seconded to adjourn the meeting at 7:58 p.m. Motion carried.

Mayor Glenn Fischer

Attest:

Deputy City Clerk Carol Eddington