

CITY OF OGDEN

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Ogden, Kansas 66517-0843

Council Meeting

June 2, 2010

The Regular Meeting of the Governing Body for the City of Ogden was scheduled on Wednesday, June 2, 2010 at 7:00 p.m. in City Hall.

The meeting was called to order at 7:03 p.m.

The following members were present; Kenneth Carroll, David Ward, Ward Nations, Rae Harris and Mayor Pence. Attorney Irvine was present. Brian Still was not present.

Ward moved to approve the Agenda. Seconded by Nations. Motion carried.

Nations moved to approve the minutes of the May 19, 2010 Council Meeting. Seconded by Carroll. Motion carried.

Patrick Cox-BG Consultants, Inc., present, disseminated a City Infrastructure Worksheet as prepared on November 14, 2007 containing a priority listing of projects and needs with brief description narrative. The Worksheet included Water, Sanitary Sewer, Storm Drainage, Streets, Highways, Bridges, Utilities, Union Pacific Railroad, Emergency Services and Community Services. Cox commented that a general infrastructure examination worksheet as prepared on September 12, 2007 included items that have been completed or are presently being completed, i.e., South Walnut Street Lift Station, Wastewater Lagoon Improvements, Dry Branch Sanitary Sewer Aerial Crossing and Low-water Crossing access to the wastewater lagoons. Cox commented that funding was obtained through the Community Development Block Grant Program, Kansas Department of Health & Environment Revolving Loan Program, and Kansas Department of Transportation Utility Relocation Program.

Cox commented that cost estimates have been generated for improving South Walnut Street to a collector street.

Ward commented regarding his concerns of the single sanitary sewer main crossing under Riley Avenue. Cox commented an alternative was to construct an interceptor sanitary sewer beginning at the east end of 15th Street, crossing Dry Branch Creek and continuing south along the previous east City Limits ending at the South Walnut Street Lift Station. The sanitary sewer main would carry the majority of the wastewater from the development north of 16th Street and east of North Park Street. Cox anticipated that potential future commercial development east of the previous City Limits would be assessed the cost of construction. Cox stated that there is not a necessity until there is a need. Cox commented that the State of Kansas Department of Health & Environment has an Emergency Response Grant Fund that can be drawn upon under emergency situations. Clerk inquired whether the Council would consider formulating an emergency contingency plan that could be implemented if that particular sanitary sewer main should fail.

Council agreed to review the information for discussion at a later time.

June 2, 2010

Patrick Cox-BG Consultants, Inc., present, stated that the official groundbreaking ceremony for the first phase of the K-18 Limited Access Corridor Project was held today. Cox commented that construction will continue until a scheduled completion date of December 2012.

Cox commented that there will be several utility relocation projects associated with the K-18 construction that will be paid 100% by KDOT.

Cox disseminated information regarding the Pre-construction Conference and Construction Sequencing/Scheduling.

Clerk presented a Resolution Authorizing the Execution of a Certain Amendment to an Existing Loan Agreement Between the City of Ogden, Kansas, and the State of Kansas, Acting by and Through the Kansas Department of Transportation; Authorizing and Approving Certain Documents in Connection Therewith; and Authorizing Certain Other Actions in Connection With the First Amendment to the Loan Agreement.

Clerk commented that the KDOT Loan of \$1,348,798.67 was applied to the Street Improvements within River Trail Unit 1.

Ward moved to adopt Resolution 06-02-10-A - Authorizing the Execution of a Certain Amendment to an Existing Loan Agreement Between the City of Ogden, Kansas, and the State of Kansas, Acting by and Through the Kansas Department of Transportation; Authorizing and Approving Certain Documents in Connection Therewith; and Authorizing Certain Other Actions in Connection With the First Amendment to the Loan Agreement (KDOT Transportation Revolving Loan 0053). Seconded by Nations. Motion carried.

Clerk presented a Resolution Authorizing the Execution of a Certain Amendment to an Existing Loan Agreement Between the City of Ogden, Kansas, and the State of Kansas, Acting by and Through the Kansas Department of Transportation; Authorizing and Approving Certain Documents in Connection Therewith; and Authorizing Certain Other Actions in Connection With the First Amendment to the Loan Agreement.

Clerk commented that the KDOT Loan of \$382,542.99 was applied to the Street Improvements within River Trail Unit 2.

Ward moved to adopt Resolution 06-02-10-B - Authorizing the Execution of a Certain Amendment to an Existing Loan Agreement Between the City of Ogden, Kansas, and the State of Kansas, Acting by and Through the Kansas Department of Transportation; Authorizing and Approving Certain Documents in Connection Therewith; and Authorizing Certain Other Actions in Connection With the First Amendment to the Loan Agreement (KDOT Transportation Revolving Loan 0069). Seconded by Nations. Motion carried.

Attorney Irvine informed the Council that he has prepared an agreement outlining the conditions for the payment of water bills in arrears for the Maplewind Court customer accounts. Attorney Irvine commented that Larry and Jodie Prawl are expected to sign the agreement by tomorrow morning. Attorney Irvine commented that he is trying to make certain that the City is in the best position possible to collect the unpaid water bills. The agreement calls for the water bills in arrears to be paid by July 19, 2010.

Attorney Irvine commented that Prawl indicated that he had positive contact with a realtor who had an interested buyer. If that did not materialize, Prawl stated that he would follow through with the auction of the Mobile Home Court.

June 2, 2010

Clerk informed the Council that the contractor that was awarded the construction contract for the K-18 Limited Access Corridor Project-Phase 1 has applied for a Conditional Use Permit with the Riley County Board of Zoning Appeals for a proposed borrow pit for resource extraction. The Hearing is scheduled for June 14, 2010 at 7:30 p.m. in the Riley County Commissioners Meeting Room. The location of the proposed borrow pit is northwest of the intersection of South 32nd Street and West 61st Avenue.

Clerk commented that the site is prime for potential commercial development. Clerk stated that Attorney Peter Rombold, on behalf of the City, is preparing a letter to the Riley County Board of Zoning Appeals objecting to the location of the borrow pit.

Carroll distributed information regarding costs of typical disc golf baskets that range from \$210-\$245 each. Carroll commented that there are several organizations that are willing to support and share the cost of installing a disc golf course within the Bike/Pedestrian Path area.

Harris inquired about the progress of preparing the list of signs in noncompliance of Chapter 15 – Sign Regulations of the Zoning Regulations. Clerk stated that the Zoning Administrator will have the list for the Council to review by the next Council Meeting.

Mayor Pence commented that there are instances where a credit card is the only method of payment accepted by the vendor for purchases by the City. Mayor Pence stated that two such purposes are the annual McAfee Antivirus Protection fee and the .GOV domain name fee. Presently a city employee uses their own credit card and then is reimbursed by the City.

Council requested the Clerk to inquire of Community 1st National Bank regarding the credit card.

Mayor Pence inquired of the closing hour of the Swimming Pool. Nathaniel Fox-Swimming Pool Manager, present, stated that the Swimming Pool closes at 6:00 p.m. Fox commented that he has already scheduled the Swimming Pool for private parties from 6:00 p.m. to 8:30 p.m.

Fox commented that he would like for the City to provide the lifeguards with swimsuits. Fox commented that the lifeguards have offered to pay half the cost.

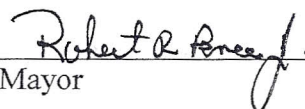
Fox suggested that the Council consider having a snack concession at the Swimming Pool instead of the vending machines. Ward commented that the concession at the Swimming Pool was operated in the distant past and issues of internal controls regarding money and inventory became a problem to the point that a decision was made to allow vending machines be placed by Five Star Vending.

Fox commented that three lifeguards have indicated that they would be willing to become WSI Certified to provide swimming lessons, if approved by the Council.

Council requested that Swimming Pool hours, lifeguard swimsuits and swimming lessons be topics for discussion on the June 16, 2010 Agenda.

Ward moved to adjourn the meeting. Seconded by Carroll. Motion carried.
Time: 7:35 p.m.

Vincent L. Kramer II
City Clerk


Mayor