



MINUTE RECORD
Regular Council Meeting City of Haven

Meeting: REGULAR

Date: January 4, 2016

THE CITY COUNCIL MEETING IN REGULAR SESSION WAS CALLED TO ORDER AT 7:00 PM BY PAULA SCOTT, MAYOR. THE FOLLOWING PEOPLE WERE PRESENT:

Council Members: Shauna Schoepf-Pearce, Sandra Williams, Steve Carmichael, Adam Wright, Les Banman.

Absent: None.

Others: Leslie Atherton, Rob Pell, Cole Rush, Grant Overstake, Tony Troyer, Brian Salmans, Philip Kauffman, Jessica Stussy, Larry Bolton.

The meeting was opened with the flag salute and followed with the moment to honor those who have served in the military, First Responders, and other Public Service to our Country and Community.

No additions were made to the agenda.

Jessica Stussy, paramedic for Haven EMS and resident of 4 Southland, signed up to speak during public comment time. She requested an improvement in the communication between the City, Steering Committee, and EMS employees. In regard to the development of a weapons policy, she wanted reassurance that she, as a paramedic for Haven EMS, would be able to protect herself in a dangerous situation.

Minutes

Minutes of the meetings of December 21, 2015, were unanimously approved after motion from Banman and second from Carmichael. Motion carried. Schoepf-Pearce abstained as she was absent from the meeting.

Accounts Payable

Carmichael moved to approve accounts payable to Shep Chevrolet, totaling \$63.46. Wright seconded, and motion carried with four "yes" votes. Schoepf-Pearce abstained due to her relationship to the vendor.

Next, Carmichael moved to approve other accounts payable, totaling \$59,281.95. Banman seconded, and the motion passed unanimously.

PART 1: REGULAR BUSINESS

Consider Annexation Request from Haven Steel Products

The owner of Haven Steel Products requested the City rename Willison Road to Haven Steel Place so that the address for Haven Steel could be "1 Haven Steel Place." An alternative solution that would be more feasible for the City would be to annex and rename the portion of Industrial Drive in front of Haven Steel. Mayor Scott mentioned this alternative to Tom Oxley with Haven Steel and he thought that would suffice as well. She noted the Clerk checked with the Post Office and the renaming and re-addressing of Haven Steel to "1 Haven Steel Place" would not be problematic.

Wright moved and Banman seconded to authorize the attorney to proceed with the annexation of Industrial from Main to Willison Road and renaming it to "Haven Steel Place." Motion carried unanimously.



Tony Troyer, EMS Director: Authorize Expenditure to Dr. Henderson (\$1000)

To be a licensed service, Haven EMS must have an assigned medical director to review their work. Dr. Bryan Henderson did this for the City in 2014 and for 2015. Quarterly he signs off on quality assurance reports for the service. Troyer requested the City pay him \$1,000 for his work. This is an expenditure budgeted under the Ambulance Fund.

Banman moved and Wright seconded to pay Dr. Henderson \$1000 from the 2015 budget. Motion carried.

Mayor Scott suggested the City enter into a written, rather than verbal, contract with Dr. Henderson for his services in the future. City Attorney Larry Bolton agreed that would be the preferred arrangement. Troyer will try to find a sample from another service that can be tailored to the City's needs.

Discuss Development of Weapons Policy for Employee Handbook

Mayor Scott advised that this topic for tonight would be only for discussion. Members were provided with information gathered by the City Clerk regarding nearby ambulance services and their concealed carry / weapons policies. Previously, members were provided with Board of EMS regulations as well as the policy of Hutchinson Regional Medical Center on weapons. City Attorney Larry Bolton was present to help guide the Council with the policy formulation.

He was called upon first to address the topic from a legal perspective. He advised that the Concealed Carry Act says it shall not be construed to prohibit or restrict the employer from placing restrictions on or prohibiting entirely concealed carry of weapons by employees. Thus, the City can allow it or disallow it.

Mayor Scott asked City Clerk, Leslie Atherton, to summarize the benchmarking she did. She contacted eleven services. Ten of them did not allow their employees to carry concealed weapons on the ambulance or otherwise. The eleventh service did not have a policy. Many cited their reason for disallowance as incompatibility with the EMS Board Regulations.

Chief Rush shared his concern about allowing untrained individuals to carry concealed weapons. He felt if the City is going to allow employees to carry concealed weapons, then those that wish to should be required to undergo firearms training and defensive tactics training just like a police officer.

EMS Director, Tony Troyer, also spoke on the topic. He advised that the portion of the Board of EMS regulations that states only a law enforcement or corrections officer may carry a weapon on an ambulance has been revised. He also mentioned that anyone that carries under the Concealed Carry law is liable for their own actions.

Following this information sharing, a great deal of discussion took place. Numerous concerns / questions were listed for pondering / researching, including the following items:

- City liability – deep pocket for taxpayers
- Employee liability – both civil and criminal?
- Benchmarking – other City policies
- Hospital(s) policy – adherence to
- Board of EMS regulation?
- What is happening in the area?
- Would City staff need cameras?
- Willful and wanton negligence liability
- Operating out of fear?
- Ask for Ambulance Board opinion?
- Weapon in ambulance or on person?
- Do we want to include other weapons such as tasers?
- Why do they need weapons?
- Improper use of force?
- What kind of training would be needed for any staff carrying weapons?
- What is primary purpose of EMS?
- Consider only EMS or all City employees.



This topic will be revisited at the next City Council meeting on January 19th.

Public Works Director, Rob Pell:

Approve Fire Hydrant Replacement

The fire hydrant in front of Rural Messenger has been leaking for some time and needs to be replaced. Members were provided with an estimate for replacement, totaling \$3,944.51. However, that does not include the concrete work that will need to be done once the hydrant has been replaced. There's \$7200 budgeted for Fire Hydrants under the Water Fund in the 2016 budget. Wright moved and Schoepf-Pearce seconded to approve the expenditure not to exceed \$3,944.51. All members voted in favor of the same.

Replace Electrical Pole in Alley

The electric pole in the alley behind Well #3 between 5th and 6th Street is in disrepair and badly needs replacing. An estimate from Kenny's Electrical Co., Inc. was provided for labor and equipment, totaling \$6,440. Payment for this would come from the Electric Fund. Wright moved and Carmichael seconded to approve the expenditure not to exceed \$6440. Motion carried unanimously.

Consider Street Sweeping Options

Once again the City's street sweeper is down. To return it to a functioning condition would cost at least \$3500. In light of the fact that the City yearly spends at least \$2500 on the machine, Pell also presented an option for the City to contract the street sweeping out at a cost of \$5,000 per year. Banman moved that the City try this approach for 2016. Carmichael seconded, and the motion carried five to zero. Paying for this expenditure will first come from the \$3000 line item for Street Sweeper under the Equipment Fund.

Chief Rush: Authorize Expenditure for Officer Wettstein to Attend Defensive Tactics Training (\$870)

Chief Rush asked the Council to authorize sending Officer Carl Wettstein to Defensive Tactics Training in Salina, KS, February 22 - 25, which would cost approximately \$870. Payment for this item would come from the Police Department budget's diversion funds. Schoepf-Pearce moved and Carmichael seconded to approve the expenditure. All members voted in favor of the same.

Adopt Proposed Resolution - GAAP Waiver for 2015 Financial Reporting

City Clerk Leslie Atherton presented the GAAP Waiver resolution for 2015 Financial Reporting. Banman moved and Schoepf-Pearce seconded to adopt Resolution 301. All members voted in favor of the same.

Review Participation in Neighborhood Revitalization Program

Members were provided with a summary of the participation in the Neighborhood Revitalization Program in the City. No action was taken.

Adopt Proposed Resolution and Proposed Ordinance Reflecting Pay Rate Increases

Members were provided with a resolution and ordinance reflecting pay increases for employees qualifying for the 1% longevity increase. Carmichael moved and Banman seconded to adopt Resolution 302. Motion passed with four "yes" votes. Wright abstained due to his relationship to the Recreation Director. Ordinance 651 passed unanimously after motion from Carmichael and second from Banman.

Appoint Committee to Update Capital Improvement Plan

Members were provided with Atherton and Pell's recommendations for appointees to the Capital Improvement Committee comprised of: Leslie Atherton, City Clerk, Jessica Hoskinson, Economic Development Director, Cole Rush, Chief of Police, Rob Pell, Public Works Director, John Loehr, Streets & Grounds Superintendent, Chad Swartz, Electrical Distribution Superintendent, Wes Graham, Maintenance Technician, Adam Wright, City Council



President, Jeff Jones, and Christie Nienstedt. Schoepf-Pearce moved and Carmichael seconded to appoint those listed. Motion carried.

Chief of Police Updates

Chief Rush provided the following updates:

- Eulenstein continues to do well at the police academy.
- Some tire work was done on the 2009 Crown Victoria.

Public Works Director Updates:

Pell advised:

- New street signs are starting to go up.
- Tree trimming is ongoing.
- A load of salt came to the water treatment facility at a cost of over \$5,000.
- The new employee is working out well.
- Pell advised Public Works is still in need of further training on use of the water treatment facility.
- Williams asked that attention be paid to cleaning out the handicap ramps around town, even if it meant using a shovel and bucket. Pell advised Public Works would do what they could but their plate is rather full at the moment. Making that task a community service project was suggested.

Council Concerns

Williams said she received a complaint about the split rail fence at Pioneer Park. Banman advised that is something the Park Board is aware of.

PART 2: PLANNING

Set Goals and Strategic Direction for 2016

Members were provided with a draft of proposed items for 2016's Strategic Direction created by the Mayor and Department Heads. This showed the Infrastructure focus for 2016 as the creation of a plan to improve the reliability of the electrical service in partnership with Westar; the quality of life focus as the creation of a comprehensive plan to improve the appearance and functionality of Engweiler Park with the Park Board; the economic development focus as business retention / recruitment, marketing, and expansion of housing options with the leadership of the Economic Development committee and its Executive Director; and the fiscal stewardship focus on long-term infrastructure priorities while giving consideration to 2017 overall mill levy needs with the aid of the Capital Improvement Committee.

Westar Energy's Commitment to the City of Haven's Strategic Plan was provided to governing body members.

Williams requested adding Downtown Beautification to quality of life direction. Wright requested adding exploration of grants to the fiscal stewardship direction.

Once the Economic Development Committee has approved their focus for 2016, we will finalize the Strategic Direction document and present for Council approval.

Agenda Planning -- Items for January 19

No additions were made.

Adjournment

At 8:55 PM, Williams moved and Schoepf-Pearce seconded for adjournment. The motion passed unanimously.



/s/

Paula J. Scott, Mayor

Attest:

/s/

Leslie Atherton, City Clerk