

Approved

City of Peabody  
Minutes of the City Council Meeting  
February 12, 2018

Office of the City Clerk  
February 12, 2018

**CALL TO ORDER:** The regular meeting was called to order by Mayor Larsen at 7:00 p.m. in the council chambers of City Hall located at 300 N. Walnut, Peabody, Kansas. The following council members were present: Tom Spencer, Beth Peter and Travis Wilson. A quorum was established.

**STAFF:** Jonna Munson – City Clerk, Elizabeth Harder – City Treasurer, Bruce Burke – Chief of Police

**VISITORS:** Attorney Rob Lane, Rick Reynolds, Jay Gfeller, David Harwood – Vyve, Lindsay & Joe Hutchison, Mike Gfeller, NM Patton, Paige Carr – Peabody Gazette-Bulletin

**THE PLEDGE OF ALLEGIANCE**

**I. MINUTES:**

The council reviewed minutes of the Regular City Council meeting held on January 29, 2018.

**MOTION** by Peter to approve as presented. Motion seconded by Spencer. Motion carried 3-0.

**II. APPROPRIATIONS:**

PAYROLL 2018 1B extra Taylor on call	\$ 43.17
PAYROLL 2018 1B tax & benefits	\$ 15.63
PAYABLES 2018 2A	\$19,485.95
PAYROLL 2018 2A	\$ 9,386.73
PAYROLL 2018 2A tax & benefits	<u>\$ 9,335.23</u>
<b>Total</b>	<b><u>\$38,266.71</u></b>

**MOTION** by Wilson to approve appropriations in the amount of \$38,266.71. Motion seconded by Peter. Motion carried 3-0.

**III. PUBLIC COMMENT:**

None

**IV. APPROVAL OF AGENDA:**

**MOTION** by Wilson to approve the agenda as amended to add two executive session under personnel. Motion seconded by Spencer. Motion carried 3-0.

**V. AGENDA ITEMS:**

**1. City Attorney Rob Lane**

Mr. Lane had not arrived so the meeting moved to the next agenda item.

## 2. Rick Reynolds

Mr. Reynolds informed the council that his voter registration had now been completed and asked to be put back on city council.

Councilman Spencer commented that when Rick was appointed there was a new City Clerk. He was appointed by the mayor and approved by council. He would like to see him put back on council.

Mayor Larsen said according to Kansas State Law, council members must be recommended to be appointed by the mayor before they are voted on by council.

Mr. Reynolds said per Eric Smith at League of Kansas Municipalities that is not true.

Mayor Larsen disagrees and said the Eric Smith told him the appointment must be by the mayor and approved by council.

Mr. Reynolds said he really want to be on council.

Attorney Rob Lane arrived. He said that 2 weeks ago there was fear of 12-13 month look back period. It has now been determined that activities do not need to be reviewed. It was brought to light that items were lacking.

## 3. Mayor Larsen

Mayor Larsen would like to appoint Jay Gfeller and Lindsay Hutchison to fill the council seats vacated by Rick Reynolds and Matthew Litton.

**MOTION** by Wilson to appoint Jay Gfeller to City Council. Motion seconded by Peter. Motion carried 2-0-1 Spencer abstained.

**MOTION** by Wilson to appoint Lindsay Hutchison to City Council. Motion seconded by Peter. Motion carried 2-0-1 Spencer abstained.

Councilmen Gfeller and Hutchison were sworn in by City Clerk Munson.

## 4. Dave Harwood – Vyve Broadband

Mr. Harwood explained that Vyve Broadband acquired Allegiance Cable. They have new electronics to upgrade system to 25mg service to support multiple devices with 4K streaming. They are not currently doing upgrades to TV service. They are setting a \$40 price point for 2 years with no contract. Mr. Harwood requested a list of addresses only for utility billing to use to send advertising. The new system will be introduced in 30-60 days. Consensus by council to provide list of addresses since no names will be given.

Following Mr. Harwood's presentation, Mayor Larsen had a brief discussion with Attorney Rob Lane. Returning to agenda item 3, Larsen informed council that he had received a resignation letter from Matt Litton.

**MOTION** by Wilson to accept the resignation. Motion seconded by Peter. Motion carried 3-0-2 Gfeller and Hutchison abstained.

## 5. **Jim Philpott – Safe Kids Camp**

Mr. Philpott stated Safe Kids Camp started in 2002 as a 1 day camp for children at school. It was Operation Lifesaver, Fire Safety and EMS held at grade school on regular school day. This year the event will be on April 18<sup>th</sup> and Peabody Burns Elementary School. The cost of t-shirts for students and teachers is \$800-900/year. Philpott asked for donation from the city to help cover these costs.

**MOTION** by Spencer to approve \$75 donation from City. Motion seconded by Gfeller. Motion carried 5-0.

## A. **Employee Reports**

### 1. **Jonna Munson – City Clerk Report**

**MOTION** by Wilson to approve Ordinance 01-2018 allowing municipal court to accept additional forms of payment. Motion was seconded by Spencer. Motion carried 5-0.

Munson asked council to review the draft reimbursement for Mr. Zappone. Council asked Munson to check with the insurance company to see what are deductible is and also contact Mr. Zappone to get his opinion of the reimbursement.

Munson called KDOT regarding BNSF Agreement and was informed that there was no street closure. The agreement is to install a crossing at South Locust.

**MOTION** by Wilson to approve signing the BNSF Agreement. Motion was seconded by Spencer. Motion carried 4-0-1 Hutchison abstained.

**MOTION** by Wilson to appoint Mayor Larsen as liason for 4<sup>th</sup> Fire District. Motion was seconded by Peter. Motion carried 5-0.

## B. **Reports from Standing Committees:**

Standing committees were updated after council members volunteered to be added or removed as follows:  
Water – remove Spencer and add Gfeller, Streets – add Wilson, Parks – add Peter, Finance/Ordinance – add Wilson, Economic Development – add Hutchison, Personnel – add Peter & Wilson.

1. **Water (Gfeller)** – Mayor Larsen said there was a water leak at 7<sup>th</sup> & Sycamore today. Lunch was purchase for public works employees by the City.
2. **Streets and Alleys (Spencer, Wilson)** – Mayor Larsen said the 4<sup>th</sup> Fest committee want to help city pave road in the Park. APAC is working near here. He wants to check the budget so see funds available to possibly have APAC do some work while they are in the area.

There was a stop sign knocked down at 2<sup>nd</sup> & Sycamore. PW has requested a utility locate to be completed The sign will be replaced within 3 days.

3. **Sanitation (Larsen)** – Mayer Specialty out of Goddard is here this week doing annual maintenance/cleaning on Vine, Walnut and Sycamore Streets. They will be running cameral through the lines.
4. **Lights (Peter)** – Pole has been placed at Watson's/Affordable Street Rods.
5. **Fire (Larsen)** – Annual Fourth Fire District meeting is tomorrow night. Chief Penner is completing an inventory on air packs. Fourth Fire may be moving trucks or ambulance to new location where Propane Central was previously located.
6. **Park and Swimming Pool (Spencer, Peter)** – Spencer stated a grant was awarded from Peabody Community Foundation for playground equipment. The first piece of playground equipment will be test painted at the end of March. Council asked Clerk Munson to prepare advertisement for pool manager position.
7. **Building - (Larsen)** – Nothing to report.
8. **Finance and Ordinance (Spencer, Wilson)** – Department Heads should begin looking at their budgets for next year.
9. **Economic Development Committee (Larsen, Hutchison)** – Mayor Larsen would like to get everyone working together ie: Peabody Main Street and Peabody Dreamers Club.
10. **Personnel (Larsen, Wilson, Peter)** –

**MOTION** by Wilson to move into executive session at 8:25pm for 15 minutes to discuss non- elected personnel. Motion was seconded by Gfeller. Motion carried 5-0.

Council returned to regular session at 8:40pm.

**MOTION** by Wilson to advertise the City Clerk position with Liz Harder remaining at the City Treasurer position until the new clerk is hired and trained, at which time Liz will leave the city allowing Munson to return to the City Treasurer position. Motion was seconded by Hutchison. Motion carried 5-0.

Mayor Larsen announced Liz offered to vacate her position to allow current city clerk to move to treasurer position.

**MOTION** by Wilson to move into executive session at 8:45pm for 15 minutes including council, mayor, City Clerk and Police Chief to discuss non-elected personnel. Motion was seconded by Spencer. Motion carried 5-0.

Council returned to regular session at 9:00pm. No motions were made. No action was taken.

C. **Report from the Mayor** – Mayor Larsen thanked the new council members.

**ENCLOSURES:**

Minutes January 29, 2018 Regular Meeting  
PAYROLL 2018 1B extra Taylor on call  
PAYROLL 2018 1B tax & benefits  
PAYABLES 2018 2A  
PAYROLL 2018 2A  
PAYROLL 2018 2A tax & benefits  
City Clerk Report  
Peabody Community Foundation letter awarding \$4,000 to Peabody Hearts for Hart Park  
Kansas Municipal Insurance Trust letter & certificate  
Sewer Cleaning Notification  
Draft reimbursement for Mr. Zappone  
Storm Fury on the Plains

**VI. ITEMS TO BE ON AGENDA FOR UPCOMING MEETINGS:**

1. Process procedures for Lack of Water Service
2. Performance Evaluation

**VII. ADJOURNMENT:**

There being no more business to be brought before the council **MOTION** by Wilson to adjourn the meeting at 9:06 p.m. Motion was seconded by Spencer. Motion carried 5-0.

**CERTIFICATE**

I hereby certify that the foregoing minutes are a true and correct recording of the proceedings of the governing body of the City of Peabody, Kansas, held on the date stated therein, and that the official minutes of such proceedings are on file in my office.

(SEAL)

  
  
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Jonna Munson, City Clerk