

**CITY OF LOUISBURG, KANSAS  
MINUTES OF REGULAR MEETING  
MONDAY, AUGUST 1, 2011**

The Council of the City of Louisburg, Kansas met at 6:30 p.m. in regular session in the City Hall Council Chambers with Mayor Curt Shreckengaust presiding.

Council Members David Cannon, Ira Donovan, Steve Ward, Steve Town, Carolyn Karns  
City Administrator Jeff Cantrell  
City Clerk Traci Storey  
City Attorney Mary Stephenson  
Press Jesse Kratz  
Visitors Tyler Ewy, Matt Goben, Dave Maddox, Nadine Wells, Carol Aust

**APPROVAL OF CONSENT AGENDA**

Councilmember Steve Ward moved, seconded by Councilmember Carolyn Karns and carried 5-0 to approve the consent agenda, to include adoption of the agenda, approval of the minutes of the July 18, 2011 Council meeting, and approval of the amended bills.

**PUBLIC HEARING 2011 BUDGET**

The public hearing for the 2012 Budget was opened at 6:30 p.m. There were no public comments from the floor. The public hearing was closed at 6:31 p.m.

**RECOGNITION OF VISITORS**

Mayor Shreckengaust presented a Proclamation honoring Tyler Ewy for being selected as an All-Star Player for the 38<sup>th</sup> Annual Shrine Bowl Football Game. Councilmember Steve Ward moved, seconded by Councilmember David Cannon and carried 5-0, to authorize Mayor Shreckengaust to sign the Proclamation.

## **PUBLIC COMMENTS**

Dave Maddox stated the Lions Club is having a school supply drive that will be located at Alco. Any donations would be appreciated.

Nadine Wells of 407 North Broadway, apologized to Councilmember Town. She stated he did what she asked him to do regarding the stop signs by her house. The other issue relates to water from the adjacent subdivision. If mold gets into her basement someone is going to be in trouble. She wants something done about this. Wells also complained about Johnson grass behind her home.

Matt Goben said he wanted to apologize to the Council for some of the things that were said at the last Council meeting and believes that there was a fine line between the assembly of people at the last meeting and a mob. He thought some of the comments got out of hand. Goben thanked the members of the governing body for their dedicated service.

## **DEPARTMENT REPORTS**

**Water Valve Replacement:** City Administrator Jeff Cantrell stated water valves were replaced today in some areas of the city. Staff notified businesses and homeowners via facebook and the city announcement sign regarding the water outage. Due to the owner of the carwash being out of town city employees went to the unconventional effort of placing stop cones in the bays of the carwash at the request of the owner that was out of town. More valves will be replaced next week.

## **CITY ATTORNEY'S REPORT**

None

## **COUNCIL/COMMISSION REPORTS**

**Councilmember Town:** Councilmember Steve Town inquired about a reverse call notification system like the County has to notify residents of such issues as a water outage. City Administrator Cantrell asked if the

Council wished to discuss the merits of the system before pursuing the matter further. The Council requested that Cantrell return with prices for implementation of the system. Cantrell will return with information at the next Council meeting.

**Councilmember Cannon:** Councilmember David Cannon asked about the cost of postage on the bills list. Administrator Cantrell stated that the city had issued water notification letters in the past which has resulted in similar spikes in costs, but the amount this time on the appropriations list was the result of additional postage as well as the permit fee.

## **MAYOR'S REPORT**

**Street Closure Request:** Mayor Curt Shreckengaust read a request from Senator Pat Apple, representing the First Baptist Church, for temporary street closure at First Baptist Church (406 S. Vine) on September 11<sup>th</sup>, from 3 p.m. until 9 p.m. A tribute to our first responders and veterans is in the planning process. Councilmember Steve Ward moved, seconded by Councilmember Ira Donovan and carried 5-0, to approve temporary street closure, blocking off the First Baptist Church, between South 4<sup>th</sup> & 5<sup>th</sup> and Vine.

**2012 Budget:** Councilmember Steve Ward stated the City has made as many cuts as possible and the budget was the product of many weeks work. The budget materials this year were very detailed and comprehensive. All the departments have really stepped up and helped out where needed. The heat this week has been unbearable and he appreciates the Public Works, Police and Fire for being out in it. The payment from the sale of Middle Creek in the amount of \$ 437,500 has still not been received which is a concern. With a mill levy increase of 1.7 the City is right on track where it needs to be.

Councilmember Carolyn Karns sees a problem with wasteful spending and asks who is in charge of overseeing expenditures. She has a vet bill that proves it. Why did we pay to put down a dog that didn't bite anyone? City Administrator Cantrell reminded Councilmember Karns that it was his duty as the city administrator to oversee such expenditures and went on to explain that the \$964 expenditure was the result of a recent plea agreement that he supported. The plea offer stipulated that the owner put down the vicious dogs or face fines. Cantrell stated that the pit bull owner was instructed to remove the animal from the city one year ago by the police department and

the owner brought the animal back and added another dog that recently attacked a neighbor. Public safety was at risk due to the behavior of both dogs and many of the neighbors have complained. There are small children in the vicinity of the pit bull and that public safety was at risk for the residents that live in the subdivision.

Councilmember Ward stated that pit bulls are not allowed in the City of Louisburg and we have an ordinance that prohibits them.

Cantrell explained that the plea agreement was accepted by the defendant and was found to be acceptable by the prosecutor, the city administrator and the court. Cantrell advised that it was an appropriate action to take in light of the fact that a simple appeal would have cost the city far more than \$964. Cantrell believes that Councilmember Karn's information on the matter is inaccurate.

Councilmember Karns stated she knew of a pit bull here in town that lives next to a policeman and why the City hadn't addressed this particular animal. Mayor Shreckengaust asked what the address was. Councilmember Karns did not know. Mayor Shreckengaust believes that she knows where the animal is located and explained that it was her obligation to provide the address to the City.

Cantrell believes that misinformation has been provided to the Council during the discussion and that he could provide all of the facts surrounding the case if the governing body wished to receive it. He believes the Council would be more than satisfied in the way in which the \$964 was spent.

Councilmember Karns was the only Councilmember who requested the special reporting from Cantrell.

Councilmember Karns asked where the court information is in the budget, as she could not find it. Administrator Cantrell said that we have already covered these topics and if a detailed breakdown of the budget were to be requested at this late date it would necessitate the scheduling of a special call meeting. Cantrell believed that Councilmember Karn's budget concerns were driven by the fact that the dogs were put down.

No other Councilmembers requested a special meeting when polled by Mayor Shreckengaust.

Councilmember David Cannon moved, seconded by Councilmember Steve Ward and carried 4-1 (Karns opposing) to adopt the 2012 Budget as presented.

**Mill Levy Ordinance:** Councilmember Steve Ward moved, seconded by Councilmember Ira Donovan and carried 4-1 (Karns opposing) to adopt Ordinance (995) to increase tax revenues for the 2012 Budget.

**Chamber Fun Run:** The Louisburg Chamber requested permission to close Broadway in advance of and during the event. This will allow stringing of overhead lights and other effects. Councilmember Steve Town was concerned about the height of the lights. Would emergency vehicles be able to clear them? Carol Aust was in the audience and was really not sure about this. City Administrator Jeff Cantrell suggested this item be tabled until the next Council meeting when Marcia Cook could attend the meeting to provide additional information.

**Leak Adjustment:** Mayor Shreckengast presented a water leak adjustment letter from TJ Galloway, 1410 S. 6<sup>th</sup> East. He had a leak that has since been fixed. Mr. Galloway is asking for a one-time leak adjustment to his bill. Councilmember Ira Donovan moved, seconded by Councilmember David Cannon and carried 5-0, to grant a one-time water leak adjustment in the amount of \$224.59 to TJ Galloway.

## **ADMINISTRATOR'S REPORT**

**Middle Creek Payment:** Administrator Jeff Cantrell spoke to the Council regarding payment from Middle Creek Lake. The payment was due July 10<sup>th</sup> in the amount of 437,500. Two weeks ago we were told the check was in the mail. We have allocated 100% of this revenue for 2012 debt service. If this check is not received it will be a major problem for our budget. Administrator Cantrell suggested City Attorney Mary Stephenson issue a letter to the State regarding the matter. Councilmember Donovan asked if we would see any interest paid for the late payment. Cantrell stated we would not likely receive interest.

**2011 Street Improvements:** City Administrator presented the bids for the 2011 street improvements. APAC came in with the lowest bid 194,335.00. Councilmember Steve Ward moved, seconded by Councilmember Carolyn Karns and carried 5-0, to award the street improvement bid to APAC.

**Waterslide Maintenance:** Administrator Cantrell presented a bid in the amount of \$9,500.00 for exterior recoating of the three water slides with JCPM, Inc. A question was asked if the repairs could wait until spring. Administrator Cantrell said that spring generally results in the busiest time for swimming pool contractors and that prices would likely be higher. Councilmember David Cannon moved, seconded by Councilmember Steve Town and carried 4-1, with Karns opposing, to accept the bid from JCPM in the amount of 9,500.

**ADJOURNMENT**

At 7:11 p.m. Councilmember Steve Ward moved, seconded by Councilmember Carolyn Karns and carried 5-0, to adjourn the meeting.

Approved:

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Curt Shreckengaust, Mayor

Attest:

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Traci Storey, City Clerk