

July 13, 2016

The regular monthly meeting of the Chapman City Council was held July 13, 2016 at the Chapman City Office. Mayor Jeff Blixt called the meeting to order at 7:00pm. Council members present were Howard Battishill, Lee Wolf, Luan Sparks, Tim Jury and Jim Murrison. Also in attendance were City Clerk Erin Tilton and City Attorney John Purvis. Also in attendance were Carol Lacer, Thaniel Monaco, Ronald Kabat, Patrick Lynch, Brandon and Jill McAdams, Greg Commons, Cody Sparks, Chief Halfhill, Ty Lemon and Mike Ade.

Agenda #2 Consent Agenda

Motion by Sparks to accept the consent agenda, 2nd Jury, Vote: yes, unanimous. Motion carried.

Agenda #3 City Announcements

No announcements.

Agenda #4 Public Comments

No public comments.

Agenda #5 New "Welcome to Chapman" sign

Cody Sparks, Chapman Economic Development member, spoke to the council about replacement of the "Welcome to Chapman" sign north of town. Through generous donations and EDC funds, they have enough to cover the replacement of the sign that will come to about \$4,000.00. EDC is asking assistance from the city on demolition of the current sign. EDC will take care of the cement work that is needed and Mayor Blixt said that city staff would also be able to help with that if it is needed at the time. No motion, the cost to the city will be less than \$1,000.00.

Agenda #6 Street Project Update/Wastewater Discussion

Thaniel Monaco with BG Consultants was at the meeting to update the council on finalizing the street project. He needs to look at two different issues before that can be done and then he will proceed forward and get the council a final number for the entire street project. He was also asked by Mayor Blixt to come and speak regarding the draft report that was started two years ago on the lift station and wastewater treatment plant. This was done due to regulations that are going to be put into place and to know how the City of Chapman is going to handle them. There are three alternatives that the city can look at, including renovations to the current facility, a brand new mechanical facility or a lagoon system. Ideas have evolved as time has gone on and there are numerous things that can be done when looking at a lagoon system. The council needs to decide what is best for Chapman and where potential sites may be available. For funding options, USDA came back and told the city that they were only eligible for a low interest loan, not a grant. If the council wants to look at potential grants, there may be CDBG grants that can be looked at. CDBG grants are usually a 50/50 match. If the city wants to look at a CDBG grant this year, there are close deadlines that are going to have to be met. Mayor Blixt did not want to proceed this year. He asked Monaco to come and speak with the council to refresh everyone on what needed to be done in the next year or so and that more research needed to be done, specifically on narrowing down what the cost of the project is going to be. The final thing that was brought up was the sidewalk project. Now that the city had met the 51% LMI, the project will proceed forward. Plans are already 90% done, although will need to be refreshed. Thaniel is hoping the project can be done and completed in 2017 and will get additional information to the council on it.

Agenda #7 Approval of Labor Day Beer Garden – Smokey Hill Retail Liquor

Motion by Wolf to approve the Labor Day Beer Garden at Smokey Hill Retail Liquor, 2nd Jury, Vote: yes, unanimous. Motion carried.

Adjustment to agenda to add #8a as approval of September 10th street dance
Motion by Jury to make adjustment to agenda, 2nd Murrison, Vote: yes, unanimous. Motion carried.

Agenda #8 Approval of Labor Day Street Dance – American Legion
Motion by Sparks to approve the Labor Day Street Dance at the American Legion, 2nd Murrison, Vote: yes, unanimous. Motion carried.

Agenda #8a Approval of September 10th Street Dance – American Legion
Motion by Jury to approve the September 10th Street Dance at the American Legion, 2nd Wolf, Vote: yes, unanimous. Motion carried.

Agenda #9 Midwest Assistance Program – USDA Lift Station – Adding Erin Tilton as authorized signer
Tilton explained that the previous signer was Austin St. John. Tilton will need to go through the USDA process of becoming an authorized signer and going forward if anything needs signed for grant applications or low interest loans through USDA Tilton can sign electronically on behalf of the city. The council would always have to make a motion prior to an electronic signature being executed.
Motion by Wolf to add Erin Tilton as authorized signer for the Midwest Assistance Program (USDA), 2nd Sparks, Vote: yes, unanimous. Motion carried.

Agenda #10 Drug Paraphernalia Ordinance 977
Purvis explained that after review of some different ordinances, the city was out of compliance with the incorrect conviction on the previous ordinance and this ordinance corrects the conviction and will go into effect after being published in the newspaper.
Motion by Jury to approve Ordinance 977, 2nd Battishill, Vote: yes, unanimous. Motion carried.

Agenda #11 Marijuana Ordinance 978
Purvis explained that the state had changed the breakdown on convictions of possession of marijuana. This ordinance will change the convictions to the new ones and be in affect after being published in the newspaper.
Motion by Jury to approve Ordinance 978, 2nd Battishill, Vote: yes, unanimous. Motion carried.

Agenda #12 Election Charter Ordinance 918
Purvis explained that the city needed to pass a charter ordinance that broke down and explained all of the new laws that have been put in place when conducting elections. This changes when elections will be held and lines out the extension of positions held. This charter ordinance will be published for two consecutive weeks and then go into effect.
Motion by Wolf to approve Charter Ordinance 918, 2nd Jury, Vote: yes, unanimous. Motion carried.

Agenda #13 Court Cost Charter Ordinance 919
Purvis explained that because we currently have a charter ordinance for court costs, in order to change the costs we have to pass a charter ordinance each time. To make is easier to make the changes, he suggested doing a charter ordinance stating that a regular ordinance could be passed going forward to make these changes. The state periodically mandates increases and this would make the process easier and less time consuming as the charter ordinance has to be posted for two consecutive weeks but a regular ordinance only has to be posted for one week prior to going into effect.
Motion by Wolf to approved Charter Ordinance 919, 2nd Murrison, Vote: yes, unanimous. Motion carried.

Agenda #14 Article 3; Section 2-302 Potbellied Pigs
The council had previously reviewed the potbellied pig ordinance at the June council meeting. Purvis was going to make the change in the code book that the council had agreed to reduce the annual fee from \$500

to \$25. Potbellied pigs must be licensed, have up to date vaccinations and be spade or neutered to be in city limits.

Motion by Jury to accept the change in fee to \$25/year, 2nd Wolf, Vote: yes, unanimous. Motion carried.

Agenda #15 Discussion of Code Book

Purvis explained that he would like to get things going and approved on the code book. He went in and made a few changes of what stood out in the code book as needing changed before approval. We are to the point where an ordinance can be done to adopt it and once that is done it can be looked at deeper and if additional changes are needed, they can be changed via ordinances. Tilton has sent the chapters out to everyone to review and further discussion with approval can be done at the August council meeting.

No action taken.

Agenda #16 Discussion of Debt Consolidation

Blixt explained that a couple weeks ago the city was contacted by Robert Perry. He is the representative that writes all of the bonds for the city and wanted to discuss the potential transaction to consolidate the city's debt with a potential to save up to \$100,000 in interest over several years. Blixt and Tilton met with him on July 5th and he briefly went over some numbers. The numbers provided to the council aren't exact, as the market is constantly changing. Perry also included two Resolutions, that Purvis has also reviewed, to be passed. These will allow them to proceed with figuring numbers. Sparks asked about fees. Fees are only assessed if the city chooses to go through with the consolidation and financing option that is being presented. Tilton will go ahead and get that breakdown for the council to review at the next council meeting.

Resolution No. 07132016- Intent to issue refunding bonds

Motion by Jury to approve Resolution No. 07132016, 2nd Wolf, Vote: yes, unanimous. Motion carried.

Resolution No. 07132016A – Ameritas Investment Corp. and Robert J. Perry, ESQ authorization

Motion by Jury to approve Resolution No. 07132016A, 2nd Sparks, Vote: yes, unanimous. Motion carried.

Agenda #17 Executive Session

Motion by Wolf to go into executive session until 8:40pm to include city attorney John Purvis, 2nd

Murrison, Vote: yes, unanimous. Motion carried.

8:40pm – out of executive session, no action taken.

Agenda #18 Change of Police Job Description – Exempt to Non-Exempt

Chief Halfhill explained that prior to St. John leaving they had made the decision to change the police officers from exempt to non-exempt employees, excluding the chief of police. This would allow police officers to be paid on an hourly basis and also allows for the department to hire on more part time police officers. When this occurred, job descriptions never got changed and now both Halfhill and Tilton want to get the correct paperwork in place. The personnel handbook also states that council must approve these changes prior to them taking place. Jury asked if this is something that Chief Halfhill was wanting and Halfhill stated that it was and it was certainly a step in the right direction to bring the department up with current times.

Motion by Wolf to change police officers from exempt to non-exempt, 2nd Battishill, Vote: yes, unanimous. Motion carried.

Agenda #19 Reports

Chief Halfhill was asked to give an update on the all clear after a tornado. The county has currently changed their policy and there is not an all clear that is given. The liability that the county and/or city takes on when giving an all clear signal, if in fact it's not all clear, is too much of a risk. Sparks also stated that FEMA also says not to run a siren again for the all clear. Chief Halfhill brought up that they had gotten several complaints on one of the firework stands that was in town this year. They had been setting off fireworks right next to the tent or in the vacant lot next to them and did not pick up trash. He will be

bringing this up to the council next year when they are looking at approving the stands, as they are all issues that he believes will have to be addressed before a license is given.

Council member Wolf gave a quick report on some health insurance meetings he had set in on and information he had reviewed with Tilton. Health insurance costs continue to rise. Tilton stated a 9% increase for employees and a 7% employer increase that is coming with the state health plan the city is currently on. The city is at the end of their three-year contract and looking at different insurance options. Additional information will be presented to the council but they need to start thinking about options and what's best for the city and its employees. If the city chooses not to go with the state health plan they must notify the state by October 1, 2016.

Council member Sparks wanted to remind everyone of all of the Labor Day celebrations that are quickly approaching. Get out and celebrate.

No other reports were given.

Agenda #20 Adjournment

Motion by Wolf to adjourn, 2nd Jury, Vote: yes, unanimous. Motion carried.