

## December 5, 2018

The Norton City Council met in regular session Wednesday, December 5, 2018, at 5:30 p.m., with Mayor Jim Miller presiding. Council members present were Jerry Jones, Dennis Gilhousen, Robert Bowman, Chriss McDiffett, Gary Lacy, and Ron Briery. Others present were Bret Shogren, Steve Shogren, Eric Hethcoat, Justine Benoit, Gerald Jones, Dean Liddle, Dan Bainter, Cynthia Cullumber, Gerry Cullumber, Jody Enfield, Karen Griffiths, James Moreau, and Darla Ellis. Jody Enfield led those present in the Flag Salute and Chief Cullumber gave the invocation.

Motion was made by Dennis Gilhousen and seconded by Robert Bowman to approve the November 21, 2018 city council meeting minutes. Vote taken. Motion carried.

The following building permit was presented:

First United Methodist Church - \$2,750 – Construct garage addition at 805 W. Wilberforce

Public Works Supervisor Dan Bainter thanked Wendy Reedy and Love's Convenience Store for providing food and hot coffee to the employees during the water leak Monday, and also thanked Jamie Amlong, Chancey Dial, Drew Eagleburger, Steve Reedy, Randy Perales, Tom Heaslet, Dusty Eagleburger, and John Renner for their help with the three water leaks over the last 3 days.

Municipal Court Judge Jerry Hawks suggested that after the next setoff period, the council should discuss the contract with the current collections company and consider finding a new one. He stated they haven't collected very much for the court so far, and they are charging interest daily on all of the debts that have been submitted. He is concerned they are waiting until enough interest accrues to make it worth their time.

Bret Shogren of George K. Baum Company was present to review the final project costs and amount to be assessed to the property owners for street improvements on Valley Vista Drive, North Brown Avenue, Woods Street and Wilberforce Street. He stated \$735,000 interim financing was obtained through temporary notes for the street improvement. Final costs have been submitted and the City agreed to pay 75% of the costs and the improvement district would pay 25%. There are 26 lots in the improvement district and \$8,221.15 will be assessed to each property. Property owners will have until February 22 to prepay any or all of their assessment, or they can pay the assessment over 15 installments with interest. Bret discussed the process for the bond issue and stated if local people are interested in purchasing any of the bonds, to notify his company as soon as possible. A Notice of Bond Sale will be published in the local paper as well as other publications, and the bonds will sell very quickly after they are advertised for sale.

Motion was made by Gary Lacy and seconded by Chriss McDiffett to approve the Fiduciary Engagement Agreement for Municipal Advisory Services by and between the City of Norton, Kansas and George K. Baum & Company of Wichita, Kansas, to provide certain municipal advisory services to the City for or related to the issuance of bonds, notes, refunding bonds and the use of other financial instruments, including but not limited to the preparation of supporting data, bond market information, and assistance in investor negotiations. The City will pay an advisory fee of \$15,000 to George K. Baum & Company at the completion of the transaction. Vote taken. Motion carried.

Motion was made by Gary Lacy and seconded by Chriss McDiffett to take the following action:

- 1) Approve the following documents: Exhibit A - Statement of Final Costs; Exhibit B - Assessment Roll Certification; Exhibit C - Notice of Public Hearing; and Exhibit D - Form of Notice of Hearing and Statement of Cost Proposed to be Assessed;
- 2) Establish December 19, 2018 at 5:30 p.m. or as soon thereafter as may be heard, to meet for the purpose of hearing any and all written or oral objections to the respective assessments set forth therein;
- 3) Cause the City Clerk to publish the Notice of Public Hearing (*Exhibit C*) in the official City newspaper not less than 10 days prior to such public meeting date;
- 4) Mail the Form of Notice of Hearing and Statement of Cost Proposed to be Assessed (*Exhibit D*) to each and all owners of property affected by such assessments at their last known post office address on the same date as the publication of Notice of Public Hearing (*Exhibit C*); and
- 5) File each of the documents of record in the office of the City Clerk and make the same available for public inspection.

Vote taken. Motion carried. Bret and Steve Shogren left the meeting at 5:47 p.m.

Justine Benoit of NWKP&DC was present to review the proposed pay request for the CDBG Electric Grant project. Motion was made by Gary Lacy and seconded by Dennis Gilhousen to approve Request #2 for Payment of CDBG Funds for \$116,004.67; this includes \$111,129.67 to Integrated Power Company for electrical construction, and \$4,875.00 to NWKP&DC for administration. Vote taken. Motion carried.

Eric Hethcoat of BG Consultants was present to give a progress update on the CDBG Electric Grant project. Most of the material and parts have been delivered and the contractor is working five 10-hour days. He will be getting an updated schedule, but he expects them to finish by the projected completion date. He stated a possible power outage beginning Thursday at midnight for a maximum of 4 hours may be necessary to reroute power from the substation to a temporary transformer, so needed work can be completed in the substation. The contractor hopes to do the conversion without losing power to the town, but notification

has been given to the public in case a shutdown is required between midnight and 4 a.m. on Friday morning. Justine and Eric left the meeting at 5:58 p.m.

Mayor Miller stated the Library Board has a vacancy due to Donna Foley's election to City Council. Motion was made by Dennis Gilhousen and seconded by Gary Lacy to approve the appointment of Virgil Mock to fill the vacated position on the Library Board, with the term expiring February 28, 2019. Vote taken. Motion carried.

Karen Griffiths stated the Planning Commission is working on signing restrictions in residential areas and is also still working on recodification of the City's zoning maps and regulations.

Chief Cullumber reported the police department will be participating in the "Tip-a-Cop event at Pizza Hut again this year, on December 7<sup>th</sup> from 6-10 p.m. The event is held to help raise money for the Lion's Club Christmas gift program. He stated Jacob Stenka will graduate from KLETC on December 21. He will meet with Sheriff Thompson to find out the status of the Communications Agreement. He also invited the public to the Police Department for an open house on December 20<sup>th</sup> from 9 – 10:30 a.m.

James Moreau reported the electric department is assisting the contractor with the CDBG project as needed and the public works department has been fixing a number of water leaks. He thanked the crews that were called out to work on Thanksgiving Day, when the second pump failed at the creek lift station. A new pump should be here next week, and the company will take the old one back to determine what is wrong with it and give a cost estimate to rebuild it.

Motion was made by Dennis Gilhousen and seconded by Chriss McDiffett to waive the first reading of Ordinance #1718, amending section 15-204 of the Norton City Code relating to utility service water tap fees. This updates the tap fees to be consistent with the City's cost. Vote taken. Motion carried.

Motion was made by Dennis Gilhousen and seconded by Gary Lacy to waive the first reading of Ordinance #1719, amending Section 15-302 of the Norton City Code relating to electric utility point of delivery. This clarifies the City's and owner's responsibility for overhead and underground electric service; all facilities must be installed in accordance with the current National Electric Code and the City's Line Policy. Vote taken. Motion carried.

Motion was made by Gary Lacy and seconded by Jerry Jones to donate \$500 to the Western Kansas Child Advocacy Center for 2018. Vote taken. Motion carried.

Motion was made by Gary Lacy and seconded by Chriss McDiffett to approve the Auditing Services Agreement and the Disclosure Compliance Services Proposal with Mapes & Miller, LLP, for 5 years from December 31, 2018 through December 31, 2022. Vote taken. Motion carried.

Motion was made by Gary Lacy and seconded by Dennis Gilhousen to adopt Resolution #15-2018, making a determination that there will be no automatic escalator for water service charges for the year beginning January 1, 2019. Vote taken. Motion carried.

Motion was made by Gary Lacy and seconded by Ron Briery to adopt Resolution #16-2018, making a determination that there will be no automatic escalator for sewer service charges for the year beginning January 1, 2019. Vote taken. Motion carried.

Motion was made by Gary Lacy and seconded by Chriss McDiffett to adopt Resolution #17-2018, making a determination that there will be no automatic escalator for solid waste collection charges for the year beginning January 1, 2019. Vote taken. Motion carried.

Motion was made by Gary Lacy and seconded by Dennis Gilhousen to apply a 3% cost of living adjustment to the city pay scale and salaried employees for 2019. Vote taken. Motion carried.

Motion was made by Gary Lacy and seconded by Jerry Jones to give the City employees December 31, 2018, off as an additional personal day for this year. Vote taken. Motion carried.

Motion was made by Gary Lacy and seconded by Jerry Jones to contribute \$5,000 from the water fund to the Secure Sebelius Lake Fund. Vote taken. Motion carried.

Motion was made by Ron Briery and seconded by Jerry Jones to approve the 2019 cereal malt beverage license applications as follows:

**Not for Consumption on the Premises:**

<b><u>BUSINESS</u></b>	<b><u>LOCATION</u></b>
Shopko Hometown #696	505 W. Holme St.
Jamboree Foods	117 N. Second
Love's Country Store	303 W. Holme
Alta Convenience Store #6206	812 N. State Street
Travel Shoppe #3 (Service Oil)	101 E. Holme

*For Consumption on the Premises:*

<u>BUSINESS</u>	<u>LOCATION</u>
Pizza Hut	609 W. Holme
Town & Country Kitchen, Inc.	419 E. Holme

Vote taken. Motion carried.

Ron Briery said some of the City's street signs are in poor condition and asked if there is any grant money available to replace the signs. He also scheduled a Public Safety meeting December 10<sup>th</sup> at 3:30 p.m.

Motion was made by and Chriss McDiffett seconded by Dennis Gilhousen to approve Appropriating Ordinance #23 as a whole. Vote taken. Motion carried.

Motion was made by Ron Briery to adjourn. Council adjourned at 6:18 p.m.

ATTEST: \_\_\_\_\_  
City Clerk

Mayor: \_\_\_\_\_  
James L. Miller