

**Greensburg City Council
March 4, 2013
CITY HALL**

Item 1: Opening Session

Call to Order; Pledge of Allegiance; Invocation; Roll Call

Mayor Bob Dixon called the meeting to order at 6:00 p.m. on March 4, 2013. The Pledge of Allegiance was said and the invocation given by Tony Factor. Roll call was taken. Council present: Mark Trummel, Matt Christenson, Erica Goodman, Haley Kern, and Sandra Jungemann.

Additions/Deletions to the Agenda

With no additions or deletions to the agenda Christenson made a motion, seconded by Goodman, to approve the agenda as presented. Motion passed 5-0.

Mayor's Report

Dixon welcomed Rachel Stamm and Erin Hulme from the Bainbridge Graduate Institute in Washington State. They are here visiting with citizens and touring the community. Dixon also thanked those in the audience for their attendance.

Council Member's Report

There was no report from Council.

City Administrator Comments

City Administrator Ed Truelove advised Council that included in their meeting packets was a letter from EMC insurance regarding the below-ground planter boxes on Main Street. The letter recommends that the boxes be backfilled. Jim Schuessler of BNIM has been provided a copy of the letter, in an effort to obtain his thoughts on how to proceed with the planter boxes. Schuessler recently contacted staff to advise that Rain Bird has developed a new, above ground irrigation control box that he feels could be used in place of the current controls which sit below ground, hold water, and currently do not function.

Truelove briefed Council on his observations following the recent snow storms. An editorial from a citizen appeared in last week's Kiowa County Signal, regarding his disapproval of the snow removal that was done by City crews. Many citizens have provided comments since the storms. Most were positive, though some were negative. One citizen provided staff with a thank you card and a platter of cherry turnovers. Most citizens were pleased that their residential streets were plowed as many cities only plow emergency routes. Negative comments included snow being pushed onto sidewalks, why the city wasn't cleaning sidewalks in the business district, and snow being piled in front of a particular house as opposed to the neighbors. The City's 3 man street crew plowed approximately 300 blocks of snow, working 12-15 hour days. Snow from storm 1 had begun to melt into slush prior to storm 2 bringing several more inches. That slush then froze. New snowfall acted as insulation for the original snowfall. Staff was cautious of attempting to remove all slush and ice as the city streets are new and damage could have been done to them or the equipment.

BCS is working with BNIM on the lighting and PV system commissioning at City Hall. The commissioning is being performed under the existing BCS contract at no additional charge. Errors and malfunctions in the lighting system must be corrected before commissioning can be completed. BCS has prepared a list of parts they will need to repair the system. The cost of those parts is \$3,746 and includes spare parts to have on hand. Truelove will obtain a breakdown of what parts are needed and what parts would be

spares. BNIM has received an extension until April 21st to submit additional information to USGBC. Four small recycle bins have been labeled and placed in City Hall as part of a process to capture LEED points for an expanded recycling program.

The City submitted a 60 day extension request letter to KDHE for public comment of the CAD for well #8. The letter was written by Administration and the City Attorney. The new deadline is May 1, 2013. This will allow for startup of well #8, testing of the water, and time for comments from the public after testing of the well.

Christenson asked who would be responsible for the cost of repairs to the City Hall lighting system. Truelove voiced that he believes those costs will come to the City. Truelove has worked with City Clerk Christy Pyatt to find out who did the original documentation for commissioning. Many companies that were involved are now out of business or performed the work pro-bono and have no record of the commissioning. Truelove has received no response to phone calls or emails regarding the documentation. BNIM has also been unable to duplicate the process.

Item 2: Public Comment

Dixon welcomed those in attendance and opened the floor for public comment. There was no public comment.

Item 3: Consent Agenda

City Attorney Gordon Stull requested that the statement, "The City Administrator was directed to work with the City Attorney to request the extension from KDHE," be added to the February 18th minutes. Trummel made a motion to approve the Consent Agenda with the addition requested by Stull. Christenson seconded. Motion passed 5-0.

Item 4: Items of Business

A) Consider a proposal from Midwest Computer Solutions to upgrade the current server hardware, virtualizing the network, and billable time involved with installing and updating the hardware/software.

Truelove reminded Council of the functional issues Staff is experiencing with the current server at City Hall. Midwest Computer Solutions has provided a quote of \$4,640 for a virtual server without any additional hard drives. Because of its functionality, the proposed server should require minimal maintenance should there be a hard drive failure. Also quoted were a consumer grade hard drive for \$115 and a "middle of the road" hard drive for \$500. Staff has received a recommendation to purchase 4 hard drives. A second server quote was provided at \$8,000 which includes four \$500 hard drives but no labor costs. Midwest has confirmed that the labor price from the first quote would be equal to the labor charge for the second quote. This would bring the second quote to \$8,640. Truelove added that the current server would continue to be used for Imaging 101, the scanning software that Staff uses to preserve City Documents in digital format. Christenson recommends not purchasing the consumer grade hard drive as it is more likely to fail. He had spoken to Kyle at Midwest, concerned about the original quote. Christenson feels that the City would require a higher grade server, but stated that the second quote offered additional upgrades than just the hard drive. Christenson feels that the second quote would be more capable of handling the City's needs. Truelove will gather additional information regarding the quotes and bring it back to Council at the next meeting.

B) Discuss possible amendments to the Animal Control Code.

In the meeting packet, Truelove provided Council a list of proposed changes to the current Animal Control Code. Truelove will work with the City Attorney for guidance on whether to adopt possible changes to the code by rescinding the entire code and adopting one Ordinance or rescinding the current code by sections and adopting changes with multiple Ordinances. Truelove walked the Council through the list of recommendations. Of special note:

- The Planning Commission will be presenting a recommendation to Council to change section 2-109 to allow for fowl in the city limits. They will also recommend a change to the Sustainable Land Development Code to allow fowl in residential districts, but prefer that regulations on the birds be addressed in the Animal Control Code.
- As noted by Stull, recommended changes to section 2-124 may not be necessary as chapter 1 of the code gives direction for penalties for violation of the code if they are not otherwise specified in a particular article.
- Truelove briefly discussed a ruling from the Kansas Supreme Court allowing Municipalities to ban certain breeds of dogs or to place strict requirements on the owner of the dog for reasons of public safety. Staff believes that there may be one Rottweiler in town that could be grandfathered under the current code; otherwise, all Pit Bulls, Dobermans and Rottweilers currently in the City are in violation of the current ban.

Discussion continued on the licensing of dogs; proof of current rabies vaccinations; hosting a rabies shot event where citizens can purchase their animal license at the same time; the Planning Commission's future recommendation to allow fowl in city limits and the ramifications of such an ordinance; lack of education to the public on the need to register animals with the City; methods by which to educate the community (a message on the utility bills and a reminder to register in the newspaper on an annual basis); and how long an animal license should be valid. Truelove would like to see Council set license fees in such a way as to encourage that animals be spayed or neutered. Dixon requested that citizens visit with Truelove or their Council Members regarding the Ordinance and that additional information be brought back for further discussion.

Item 5: City Attorney's Report

There was no report from the City Attorney.

Item 6: Executive Session

Dixon requested a 20 minute executive session for non-elected personnel. Christenson made a motion to go into executive session until 7:20 p.m. Trummel seconded. Motion passed 5-0. Council returned to open session at 7:20 p.m. Dixon requested additional executive session. Christenson made a motion to go into executive session until 7:40 p.m. Trummel seconded. Motion passed 5-0. Council returned to open session at 7:40 p.m.

Trummel made a motion to extend the administration housing allowance for up to one year. Jungemann seconded. Motion passed 5-0.

Item 7: Adjournment

Georgina Rodriguez announced that the Annual Arts and Crafts Fair will be held Memorial Weekend. She has 24-31 booths coming. Each booth will pay \$20/space to the Kiowa County Chamber and \$5 to the City if they require electricity. Truelove reminded Rodriguez of the new street closing permit.

Dixon declared the meeting adjourned at 7:42 p.m.

Robert A. Dixon, Mayor

Christy Pyatt, City Clerk

APPROVED