Item 1: Opening Session
Call to Order; Pledge of Allegiance; Invocation; Roll Call
Mayor Robert Dixson called the meeting to order at 6:00 p.m. on August 18, 2014. The Pledge of Allegiance was said, and the invocation given by Pastor Terry Mayhew. Council present: Mark Trummel, Matt Christenson, Sandy Jungemann, Rick Schaffer, and Haley Kern.

Additions/Deletions to the Agenda
There were no additions or deletions to the agenda. Trummel made a motion to approve the agenda. Kern seconded. Motion passed 5-0.

Mayor’s Report
Dixson announced that funeral services for former Councilman and Mayor Stan Adolph would be Wednesday, 11:00 am, at the Lutheran Church.

Council Member’s Report
There was no report from Council.

City Administrator Comments
City Administrator Ed Truelove briefed Council on the following topics:
- An updated copy of the Resolution to be discussed in Agenda item 4C was provided by Staff. Some minor changes have been made after discussing the Resolution with the City Attorney.
- On Wednesday, August 13th, Truelove met with Marvin Nisley, who provides for the City’s solid waste disposal. Nisley and Truelove discussed various topics related to the city’s solid waste contract and the recycling service provided to our residents. Nisley informed Truelove that it is becoming more common for recycling services to be provided twice a month; Greensburg currently has recycling service once each month. Truelove would like to discuss this topic with Council during the next Council meeting.
- Council is reminded that the next Council meeting will be Tuesday, September 2nd, due to the Labor Day Holiday.
- Staff will be asking Council during the September 2nd Council meeting, to consider setting a date for a Council Planning Workshop.

Item 2: Public Comment
Dixson welcomed those in attendance and opened the meeting to public comment. There were no comments from the public.

Item 3: Consent Agenda
Trummel made a motion, seconded by Kern, to approve the consent agenda as presented. Motion passed 5-0.

Item 4: Items of Business
A. Approve a design layout for the new City pool.
Dixson informed those in attendance that they were welcome to participate in the discussion of this agenda item. Truelove reminded Council of the outcome of the public meeting held on the design of the new swimming pool. This meeting was discussed during the August 4, 2014 Council Meeting, and the
agenda item was continued. Since the August 4th meeting, Truelove has participated in a two hour conference call with the design build team. During that meeting, Council and community suggested changes to Design 2 were discussed, and a new layout was made available for tonight’s meeting. As explained by the project architect, the location of the slide to the bathhouse and deep well of the pool structure are critical because of the plumbing. The team did move the outer perimeter of the project closer to the concrete deck. Truelove has discussed the options of grass or rock in the landscaped areas with staff. Public Works would prefer to not have to mow inside the fenced area. According to the design build team the filter system would be able to handle the size of rock that they would recommend to replace the grass. A discussion on the pros and cons of rock and grass was held. Also discussed were the possibilities of utilizing drained water from the pool to water any potential grass that may be used in the project; location of fencing; shape of the deck area; landscaping around the area; and bathhouse bathroom access from the park area. Some citizens have shown interest in a larger swim area. Truelove asked the design build team for an approximate cost of expanding the north end of the pool the width of 2 swim lanes. This would add approximately 1050 s.f. for $180,000-$200,000. This increase would be difficult for the city to absorb with current funds. Truelove verified that the current design allows for a swim area of 6 ft and 10.5 ft.

Mitzi Hesser, Davis Park Relocation Advisory Committee, offered her observations of the Coldwater pool, which she obtained while taking her grandchildren to enjoy the facility. Hesser counted over 70 kids in the pool area and stated that it never seemed too crowded. She reminded those in attendance that the Coldwater pool is smaller than the preferred Design 2 that is being considered. She noted that the large slide at Coldwater does come out at the deep end, similar to what is shown in Design 2, and she observed no child going from the end of the slide to the deep end, they quickly got back in line for the slide. She observed an age range of small children to 60 year olds utilizing the facility.

Doug Ulrich proposed Council consider eliminating access to the bathhouse bathrooms from the park area. Should Council see a need for restroom facilities for the park, a small restroom could be designed into future park development.

Truelove noted that the amenities shown in the design layouts are simply place holders. Staff and the pool committee will be choosing specific shapes, colors, and brands later, based on what is available in the budget. KDOT is in need of a guaranteed maximum price (GMP) and a Notice to Proceed before they can disperse the lump sum funds for the pool construction.

Trummel made a motion, seconded by Schaffer, to approve Design 2 for the construction of the city pool. Motion passed 5-0.

B. Consider Ordinance 1055, permitting angle parking on certain streets within the City limits.

Adam Wagner, Executive Director of the Twilight Theatre, has approached Staff regarding potential parking issues in the Downtown Corridor once the theatre is open. The adopted Standard Traffic Ordinance (S.T.O.) states that the City Council can, by Ordinance, permit angle parking on certain streets within city limits. A driving lane of 12’, each direction, must be maintained in such areas. The City has not had such an ordinance; however, angle parking has been allowed in specific areas for many years. Truelove asked Council if the correct thing to do, specify angle parking streets in an Ordinance, was the right thing to do for the community. Discussion was held on where angle parking has been utilized historically. Truelove suggested adding the 100 block of West Florida to the prepared Ordinance. When asked, Truelove verified that the S.T.O. does allow parallel parking across angle parking lines for short term deliveries. This would allow for delivery trucks, as well as farmers pulling trailers, to park in the downtown area when accessing a business. Trummel made a motion, seconded by Jungemann, to
approve Ordinance 1055, with the amendment of Florida Avenue from Sycamore Street to Oak Street. Roll call vote: Christenson: yes; Trummel: yes; Jungemann: yes; Schaffer: yes; Kern: yes. Motion passed 5-0.

C. Consider Resolution 2014-06, amending the overtime policy and creating an On-Call policy in the Personnel Policy Handbook.
Truelove began the agenda item by stating that he felt discussion only on this topic was appropriate, and that Staff would like to bring the proposal back to Council at their next meeting. Resolution 2014-06 is written to amend Section 3.6 Overtime Pay and add Section 3.8 On-Call Pay to the Personnel Policy Handbook. Truelove believes that the section dealing with on-call pay was omitted by mistake from the current handbook because the previous policy primarily referenced power plant employees. The current overtime policy is unclear after review of the Fair Labor Standard Act (FLSA). In the current policy, anything over 40 hours is considered overtime. When time cards are tabulated, Staff has been considering anything over 8 hrs each day, overtime. Because most employees work 40 hours each week, Truelove does not believe that there has been much difference in payroll expended. Truelove went on to explain the on-call 6 hour standard. Currently, and in the past, if called out, employees are guaranteed 2 hours minimum. Staff has been operating that if called out, they receive 2 hours overtime, regardless of whether they have worked 40 regular hours. FLSA does not require this practice, but Staff considers it an employee benefit for having to be called out. Truelove offered the following scenario: An employee works 32 hours and uses 8 hours of vacation time. Then, that employee is called out. He would currently receive a minimum of 2 hours overtime. Fair Labor Standard does not require overtime because a portion of the 40 hour week was vacation time. Vacation time, sick time, and unpaid leave are generally not counted in a 40 hour week, toward overtime.

A brief discussion was held amongst the Council. Christenson concurred that it is not standard practice to count vacation and sick time toward overtime. He does, however, understand giving a 2 hour minimum for call-out. Kern understood the ease of counting sick and vacation toward a 40 hour week when tabulating time cards. Dixson believes it to be good public relations to count anything over 8 hours each day as overtime for an employee who is called out. He would prefer any change to the policy to reflect what Staff has been practicing. It was discussed that the City can always do more for employees than what is required by FLSA. Truelove requested a motion to table Resolution 2014-06. Jungemann made the motion, seconded by Kern. Motion passed 5-0.

D. Consider accepting property located at 800 W. Kansas into the Land Bank.
Council recessed as the Council and convened as the Land Bank. Dixson left the meeting momentarily. Truelove explained that he had recently been contacted by the owner of property located at 800 W. Kansas. The owner is interested in donating the property to the Land Bank. The owner has had the property privately appraised. Appraisal value is listed at $63,000. If accepted into the Land Bank, the owner would request form 8283 and a letter stating that the Bank has accepted the donation at the appraised value. City Attorney Gordon Stull recommends that a disclaimer be added to the letter that states the assessed value has not been certified. Truelove requested the Bank accept the property and direct staff to obtain a clear deed and move forward with the process. Stull reminded the Bank that the property will come back before them for final approval.

Christenson asked for clarification that the property will not be taxed if owned by the bank. If accepted, the property will be owned by the Bank and not the City of Greensburg. Property owned by the Bank is not taxed. Trummel asked what would happen to any unpaid taxes on a Land Bank property. Truelove stated that the County Appraiser has confirmed that any unpaid taxes will be forgiven and taken off the tax rolls.
Truelove addressed a potential challenge with property located at 800 W. Kansas. According to the most recent map from KDOT on the new highway to be constructed, a portion of an exit ramp will lie on the west side of the property. Dixson and Truelove believe that this will not become an issue for the next 10-20 years, and the City can discuss with KDOT the possibility of moving the ramp a few feet or KDOT will need to purchase the property from the owner, whether that be the Land Bank or a private owner.

Jungemann made a motion to direct Staff to proceed with the process to accept 800 W. Kansas into the Land Bank. Trummel seconded. Motion passed 5-0. The Land Bank adjourned and the group reconvened as the City Council.

**Item 5: City Attorney's Report**
There was no report from the City Attorney.

**Item 6: Executive Session**
There was no need for executive session.

**Item 7: Adjournment**
Dixson declared the meeting adjourned at 7:39 p.m.

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Robert A. Dixson, Mayor     Christy Pyatt, City Clerk