

October 17, 2018

The Norton City Council met in regular session Wednesday, October 17, 2018, at 5:30 p.m., with Council President Dennis Gilhousen presiding. Other council members present were Jerry Jones, Chriss McDiffett, Gary Lacy, and Ron Briery. Others present were Darel Boston, Randy Schlegel, Jarrod Mann, Robert Bowman, Dean Liddle, Gerry Cullumber, Jody Enfield, Jeff Wolf, Karen Griffiths, James Moreau, and Darla Ellis. Chief Cullumber led those present in the Flag Salute and Darel Boston gave the invocation. Mayor Jim Miller arrived at 5:34 p.m.

Motion was made by Ron Briery and seconded by Chriss McDiffett to approve the October 3, 2018 city council meeting minutes. Vote taken. Motion carried.

The following building permit was presented:

Dean Liddle - \$4,300 – Reroofing at 337 W. Main

Randy Schlegel was present regarding the 60 day time extension which was granted to him on July 18 for the property at 320 S. First. The time extension ended on September 17th. Jeff Wolf stated the only item remaining is to repair the shed. Randy said he removed the doors from the shed and put a tarp over it with no trespassing signs. He plans to clean it out during clean-up week next week, and then finish repairing it when he can. Motion was made by Ron Briery and seconded by Jerry Jones to extend his property clean up deadline until April 1, 2019. Vote taken. Motion carried.

Jarrold Mann was present from BG Consultants on behalf of Eric Hethcoat to give an update on the CDBG Electric Distribution project. Jarrod stated all of the contractor's submittals have been returned to him, but he has not returned a written schedule of work, so they do not know a start date yet. The contractor has requested a time extension, because they have been unable to get the reclosures. Border States, the supplier of the reclosures, is not willing to put in writing that the delay of shipping them is because of the hurricane. The substantial completion date is January 15, 2019 and the final completion date is February 15, 2019. The contract includes liquidated damages for delays in getting the project completed by the substantial completion deadline.

Jarrold stated the contractor will need to provide a written schedule, before any kind of time extension can be requested from the State for CDBG funds. Chriss McDiffett asked if the City should write a letter to the contractor, informing him that the City does not plan on extending the deadline at this time. Jarrod stated he would not recommend doing that yet. James stated he could give them a phone call, but normally the engineer deals with the contractor. Council asked that the engineer notify the contractor in writing that they have 5 days to provide the written schedule as required by the contract documents, and inform the contractor that considerable concern was expressed by the City Council regarding the delays. A copy of the letter will be sent to the City.

Motion was made by Ron Briery and seconded by Dennis Gilhousen to waive the third reading of Ordinance #1717. Gary Lacy asked Jerry Jones why he has voted no the last 2 times. Jerry stated he doesn't think electric fences should be allowed around a garden, because young children playing are not going to stop and read a sign warning of an electric fence. Vote taken. Motion carried 4-1 with Jerry Jones voting no.

Motion was made by Ron Briery and seconded by Dennis Gilhousen to adopt Ordinance #1717, amending Chapter 16, Article 3, regarding zoning regulations as to fencing within the City of Norton. Vote taken. Motion carried 4-1 with Jerry Jones voting no.

Mayor Miller stated Robert Bowman has agreed to fill the vacant Ward III city council position. Motion was made by Dennis Gilhousen and seconded by Chriss McDiffett to approve the Mayor's appointment of Robert Bowman to finish the unexpired term of the Ward III Council position, with the term expiring in January of 2020. Vote taken. Motion carried. The oath of office was given to Robert Bowman.

Mayor Miller stated Robert Bowman has resigned his position on the Planning Commission and Ron Anderson has agreed to fill the vacancy on the Planning Commission. Motion was made by Gary Lacy and seconded by Chriss McDiffett to approve the appointment of Ron Anderson to fill the unexpired term on the Planning Commission, with the term ending February 28, 2021. Vote taken. Motion carried.

Chief of Police Gerry Cullumber reported he delivered the revised Agreement for Communication and Jail Services to Sheriff Troy Thompson. He has been unable to reach Troy to find out what the County's discussions were regarding the revised proposed agreement.

Chief Cullumber also reported Police Officer Crystal Richard graduated from the Kansas Law Enforcement Training Academy on October 12th, and finished in the top 10 of her class. A swearing in ceremony will be held on Friday, November 2, from 3-5 p.m. in the City Council room. The public is invited to attend.

Karen Griffiths reported she attended the League of Municipalities Annual City Attorney's Conference. She also reported she had a conference call with Gilmore & Bell, James, and Darla regarding the final bonds for the street project and Karen has emailed the financial advisor from George K. Baum and Company to initiate moving forward with the financing on the bond issue. A timeline will be prepared to include when property owners will be able to prepay the assessment in full.

James Moreau reported the city crews are working on cleaning sewer lines and have some maintenance to take care of, since they have been busy working on projects. He has asked that the refuse department keep an eye out and make a list of areas along their routes that need to be addressed. Chriss McDuffett asked about cleaning out gutters around town. James stated the street sweeper is completely broke down again, and they are trying to get to everything as they have time.

Motion was made by Dennis Gilhousen and seconded by Gary Lacy to approve the annual service maintenance contract with Hach Company to perform the required meter testing for water quality at the water plant from December of 2018 through November of 2019, at a cost of \$9,371, to be paid from budget line item 43.44.278. This amount includes calibrating and maintaining the meters, and repair and replacement of parts. The current contract expires November 30, 2018. Hach is the sole source provider for this service in the area. Vote taken. Motion carried.

Jerry Jones thanked the Police Chief for his work in getting the surplus vehicles at the impound lot sold on PurpleWave.

Motion was made by Chriss McDuffett and seconded by Dennis Gilhousen to approve Appropriating Ordinance #20 as a whole. Vote taken. Motion carried.

Motion was made by Ron Briery to adjourn. Council adjourned at 6:10 p.m.

ATTEST: _____
City Clerk

Mayor: _____
James L. Miller