

The Oakley City Council met in regular session on July 6, 2021, in the meeting room at the Oakley City Office, 415 W. 2<sup>nd</sup> Street, at 7:00 P.M. Mayor Stephenson presided.

Council members present. Leasa Huddle, Russ Kahle, Ilene Nickel, and Eli Winger; Kile Zerr was absent.

City staff present. City Administrator Brock Sloan, Clerk Leann Hughes, Police Chief Daniel Cooper, and Landfill Director Marc Burris.

Others present. John Holzmeister, Airport Manager; and Bradley Pendergast via Zoom.

Call to order. Mayor Stephenson called the regular meeting to order at approximately 7:00 PM.

2022 Preliminary Budget Discussion. This item was moved up on the agenda. Bradley Pendergast met with the Council via Zoom to review 2022 preliminary budget figures. He reviewed the Revenue Neutral Rate, assessed value, mill levy, revenues and neighborhood revitalization program and he answered questions. Discussion followed. Pendergast noted the Budget Hearing will need to be scheduled no later than the first meeting in September, which will be September 7<sup>th</sup>, 2021.

Approval of Minutes of Previous Meeting(s). Kahle moved to approve the minutes of the June 21, 2021, regular meeting, as presented. Huddle seconded. Motion carried. Huddle, Kahle and Winger voting yes; Nickel abstaining. Action (#14659).

Approval of AP Payment Register. Huddle moved to approve the July 2, 2021, AP Payment Register, for checks dated June 15, 2021, in the amount of \$137,639.26 (Check Nos. 357-358; 47815-47818; and 47825-47868). Winger seconded. Motion carried unanimously. Action (#14660).

Approval of Time Entry Report. Kahle moved to approve the Time Entry Report for May 30, 2021, to June 12, 2021, dated June 16, 2021, for the June 18, 2021, payroll, in the amount of \$67,609.20 for 3,604.88 hours (Check Nos. 17395-17400; ACH Nos. 95966-96019; AP Check Nos. 47819-47824; Wire Nos. 675-678). Huddle seconded. Motion carried unanimously. Action (#14661).

Citizen Request to Speak. None.

Department Head Reports. Police and Dispatch Reports were included in Council packets.

#### NEW DISCUSSION/ACTION ITEMS:

2022 Preliminary Budget Discussion. This item was moved to an earlier time on the Agenda.

Options Domestic & Sexual Violence Services, Inc. – Funding Request. Clerk Hughes reported she received an email from Dawn Gabel with Options that she was not going to make it to the meeting due to severe storms in the area. The Council reviewed the information provided in the packet. Huddle moved to approve a donation of \$1,500.00 to Options Domestic & Sexual Violence Services, Inc. Kahle seconded. Motion carried unanimously. Action (#14662).

Oakley Municipal Airport – Update on Activities. City Administrator Sloan explained that Oakley Airport Manager, John Holzmeister, has had some issues with an Aerial Applicator Permit and wanted to update the Council on the situation. Sloan has checked with the City Attorney on some options in this matter, but he has not heard back from him yet. Holzmeister explained that a permit was approved by former City Administrator, Brad Pendergast, who extended the permit expiration from 10 days to the end of 2021; he was not sure why this was done or why the City would want to do that. In addition, the permittee has violated several terms in the agreement including not notifying him of a spray plane, not using containment, spilling of fuel on the taxiway, and purchasing fuel from a vendor other than from the

Airport. Discussion followed. Administrator Sloan noted there is nothing in the agreement for termination, so he is waiting on direction from the City Attorney. It was the consensus of the Council for Administrator Sloan to continue working with Holzmeister to revise the agreement for future use. Holzmeister also reported he has had an issue with the totalizer on the new dispenser from Westhusings and has contacted them but they have not shown up yet. Sloan and Holzmeister will continue to try to make contact with Westhusings to get this resolved.

Ground Water Monitoring Well. Administrator Sloan reported he met with Landfill Director, Marc Burris, who informed him that the Kansas Department of Health and Environment (KDHE) is requesting that a new groundwater monitoring well be drilled along the southwest boundary of the landfill. Discussion followed. It was the consensus of the Council to solicit bids from the two known local contractors.

USD #274 Recreation Commission Agreement – Mowing. Clerk Hughes reported the USD #274 Recreation Commission has asked for a formal, signed, agreement for the mowing for 2021, which they feel will be good for both parties. They have no complaints and have not asked for any changes, they just would like to have things in writing. Hughes spoke with Parks & Cemetery Director Russell Moellering and he was comfortable leaving the amounts and terms the same. Huddle moved to approve an agreement with USD #274 Recreation Commission for mowing for 2021, with no change to the amounts or terms, and to authorize the Mayor to sign such agreement. Wininger seconded. Motion carried unanimously. Action (#14663).

Worksite Utility Vehicle Payment. Clerk Hughes reported that the City received an invoice for the John Deere Gator Worksite Utility Vehicle and the amount of the invoice was \$394.30 more than what was approved at the March 15, 2021, regular meeting. Hughes stated it was her understanding that John Deere did not have a worksite vehicle on the lot with the specifications bid, but they had one that was close they could deliver right away as opposed to waiting several months. Street Director, Edwin Burris, spoke with someone at American Implement and he explained they have agreed to credit back the overage amount of \$394.30 on the City's upcoming purchase of a 45 gallon sprayer for the back of the vehicle. Wininger moved to approve the payment of an additional \$394.30 for the John Deere Gator Worksite Vehicle and to authorize the payment of \$23,111.65 instead of the original amount of \$22,717.35 approved at the March 15, 2021, regular Council meeting. Kahle seconded. Motion carried unanimously. Action (#14664).

Temporary Liquor License – Wild West Historical Foundation. Huddle moved to approve a Temporary Liquor License for the Wild West Historical Foundation to sponsor the Kansas Corn Festival Banquet to be held at the Buffalo Bill Cultural Center on October 16, 2021. Nickel seconded. Motion carried unanimously. Action (#14665).

Resolution No. 2021-01 – GAAP Waiver. Huddle moved to approve Resolution No. 2021-01, waiving the requirements of K.S.A. 75-1120a(a) as they apply to the City of Oakley for the year ended December 31, 2021. Wininger seconded. Motion carried unanimously. Action (#14666).

Donation Request – Tourism. Council Member Leasa Huddle asked the Council to consider a \$5,000 donation to the USD #274 Auditorium Project, to be paid from Convention and Tourism Funds. Mayor Stephenson noted that he would not participate in the discussion due to the perceived conflict of interest due to his employment with USD #274. Clerk Hughes stated she checked with the City Attorney, who was fine with the donation from C&T funds, if the Council wishes to move forward; and she checked with former City Administrator, Bradley Pendergast, to make sure this would not interfere with any planned projects out of this fund and he also felt it was fine to move forward, if the Council so desires. Kahle moved to approve a donation of \$5,000.00 to the USD #274 Auditorium Project, to be paid from Convention and Tourism Funds. Wininger seconded. Motion carried unanimously. Action (#14667).

Peoples State Bank – Update Designated Signers. Huddle moved to approve City Administrator Brock Sloan, City Clerk Leann Hughes, and Deputy City Clerk Barbara Kelly as signers for City Certificates of Deposit at Peoples State Bank. Kahle seconded. Motion carried unanimously. Action (#14668).

The Bank FSA Account – Update Designated Signers. Huddle moved to approve Mayor Shane Stephenson, City Administrator Brock Sloan, City Clerk Leann Hughes, and Deputy City Clerk Barbara Kelly as signers on the FSA Account at The Bank, with all four signers able to exercise all of the powers in the resolution form, open any deposit or share account(s) in the name of the City and endorse checks and orders for the payment of money or otherwise withdraw or transfer funds on deposit with The Bank financial institution. All transactions shall require two signatures. Kahle seconded. Motion carried unanimously. Action (#14669).

#### UNFINISHED DISCUSSION/ACTION ITEMS:

Rural Refuse Policy. City Administrator Brock Sloan reported that Landfill Director, Marc Burris, put together a detailed spreadsheet of costs vs. revenue for the rural refuse service and the bottom line is that the rural route does not cost the City, it actually brings in additional revenue. Therefore, both Sloan and Burris recommended the rural route remain in place but that a policy be approved to help manage the route. Director Burris also found a discrepancy in Resolution No. 2019-14, wherein rural customers are currently being charged less for extra hoppers than the amount charged for one, while customers inside the city limits are charged the same for extra hoppers. Discussion followed. It was the consensus of the Council to have Sloan and Burris bring a draft resolution correcting this error to the next meeting, along with the Rural Refuse Policy, for further discussion and approval.

#### ADMINISTRATIVE REPORTS/DISCUSSION:

Mayor Stephenson noted that he felt the Council should meet in special session to finalize decisions for the 2022 Budget and that Brad Pendergast should be in attendance at the meeting. It was the consensus of the Council to have Administrator Sloan coordinate a special meeting with Brad Pendergast, the Mayor and Council, as soon as possible, for further discussion of the 2022 Preliminary Budget.

Brock Sloan, City Administrator. City Administrator, Brock Sloan, reported on several activities of the various City Departments, including mowing, water tower inspection, swim meet at the pool this upcoming weekend, weed eating. A/C issues at the Police Department, upcoming street sealing, filling badger holes at the airport, recycling, and a Quarterly Tonnage report for the Landfill. Sloan noted that Director Burris received a request for Saturday service, but he and Burris were in agreement it was not necessary since there is plenty of room at that location for additional hoppers.

Sloan also reported he is working with the Police Department to review Dispatch Agreements and the Fick Museum event last Saturday sold out with over 90 attendees.

Mayor Stephenson noted that he had not yet appointed a City Administrator, so he appointed Brock Sloan as City Administrator. Kahle moved to approve the appointment of Brock Sloan as City Administrator. Huddle seconded. Motion carried unanimously. Action (#14670).

Leann Hughes, City Clerk. No report.

#### MAYOR AND COUNCIL REPORTS/DISCUSSION:

Council Member Ilene Nickel inquired about an ordinance concerning tree limbs hanging too low over sidewalks and out into the street. Administrator Sloan agreed to look into this.

Mayor Stephenson welcomed Brock Sloan as the new City Administrator. Stephenson also reported the contracts have been signed and the payment was in the AP Payment Register for the property at 717 Cornell Avenue. He noted that the property owners have been given until August 1, 2021, to remove personal items from the property. Administrator Sloan will draft a letter to the property owners to make

sure they understand the August 1, 2021, deadline. Stephenson also requested Sloan look at the fence on the property and work with the City crew to salvage as much as they can instead of hauling it all to the landfill.

Adjourn. Huddle moved to adjourn the meeting. Winger seconded. Motion carried unanimously. Action (#14671). Mayor Stephenson adjourned the meeting at approximately 8:13 P.M.

Leann M. Hughes, CMC  
City Clerk

APPROVAL OF MINUTES:

The members of the Council acknowledged receipt of a copy of the minutes; said minutes were approved as presented at the July 19, 2021, regular meeting.