**REGULAR MEETING**

**April 19, 2016**

The Board of City Commissioners of the City of Herington, Kansas met at City Hall at 6:00 p.m. on the above date—the following being present: Mayor Chuck Miller, Commissioner Michelle Stanford, Commissioner Mark Hager, Commissioner Kat Souza, City Attorney Brad Jantz, and City Clerk Debra Wendt. Commissioner Kitty Walter was absent.

The meeting was opened with the Pledge of Allegiance. A motion was made by Commissioner Hager, seconded by Commissioner Stanford, to approve the minutes of the meeting of April 5, 2016. Motion carried, all voting, “Aye.” Appropriation Ordinances #C0331-16 and #P0410-16 were discussed and reviewed. No one spoke at the public forum, and there were no additional agenda items. A motion was made by Mayor Miller, seconded by Commissioner Stanford, to approve the agenda. Motion carried, all voting, “Aye.”

Chuck read a proclamation declaring April 24-May 1, 2016 as H.O.P.E. Center Emphasis Week in the City of Herington. A motion was made by Commissioner Stanford, seconded by Commissioner Hager, to authorize the Mayor to sign the proclamation. Motion carried, all voting, “Aye.”

Buck Driggs of Driggs Design Group presented the preliminary engineering report for the water plant project. The environmental assessment has been completed, and Rita Clarey will be here Thursday to finalize the funding application. Buck indicated that we could send the preliminary engineering plan to USDA for their review, before the final submission. Buck answered some questions, and then a motion was made by Commissioner Stanford, seconded by Commissioner Hager, to submit the preliminary plan to USDA. Motion carried, all voting, “Aye.” Buck will have the final application ready for approval at the next meeting.

A motion was made by Mayor Miller, seconded by Commissioner Stanford, to approve the closing of 3rd Street, from Walnut to the alley, on April 30, 2016 from 6:00 p.m. to midnight. Motion carried, all voting, “Aye.” Butch Knight, owner of The Spot, is hosting a street dance in conjunction with the car show and drag races.

Ron Maggard brought a recommendation from the Lake Advisory Board. They would like to see the camp host be able to extend the fourteen day camping limit, as long as no one else wants the spot and the campers have not been disruptive or left trash. This would not apply during the three major summer holidays. After discussion, the commission directed Brad to bring back an ordinance, with unlimited camping extensions, for consideration at the next meeting.

The Mayor read the results of the 2016 City General Election held on April 5, 2016.

**HERINGTON CITY COMMISSION**

\*Dave Jones 95

Chuck Miller 58

**HERINGTON HOSPITAL TRUSTEE**

\*Leslie Mayes 121

A motion was made by Mayor Miller, seconded by Commissioner Hager, to reappoint Glenn Bayes to the Hilltop Advisory Board for a three-year term, to expire 3-20-19. Motion carried, all voting, “Aye.”

A motion was made by Commissioner Stanford, seconded by Commissioner Hager, to appoint Ruth Smith to the Hilltop Advisory Board for a three-year term, to expire 3-20-19. Motion carried, all voting, “Aye.”

Appointments to the convention and Visitors Bureau were considered. Commissioner Souza said she appreciates receiving the CVB minutes, but she felt that there needs to be accountability for the guest tax funds. She would like for the board to be more of an advisory board, with communication with the Commission. Wendy Jones said that we can’t go against State Statutes. Kat then read a portion of Charter Ordinance No. 19, which provided for the levy of a guest tax and established a Convention and Visitors Bureau. Kat indicated that she feels that the City Commission should approve the expenditures that are made from the guest tax fund.

A motion was made by Commissioner Hager, seconded by Commissioner Stanford, to re-appoint Ed Mueller (City or Boards position) to the CVB for a one-year term, to expire 4-30-17. Motion carried, all voting, “Aye.”

A motion was made by Commissioner Stanford, second by Commissioner Hager, to reappoint Brenda Swinney (Motel Representative) and Jeanne Schantz (City or Boards position) to the CVB for two-year terms, to expire 4-30-18. Motion carried, all voting, “Aye.”

A motion was made by Commissioner Hager, seconded by Commissioner Stanford, to appoint Rick Freeman (Tourism, Historic position) to the CVB for a two-year term, to expire 4-30-18. Motion carried, all voting, “Aye.”

Mike Mowat, representing American Legion Post 12, had a question on Section 16 of the proposed lease agreement with the City, Legion, and Cub Scout Pack 49 for the Lake Caretaker house. This concerns insurance coverage on personal property. Brad explained that the agreement did not specify the amount of insurance, or provide for a penalty if it is not purchased. Mike was concerned with the cost of the insurance. Mike said that the American Legion will sign the lease. A motion was made by Commissioner Stanford, seconded by Commissioner Hager, to approve the lease with the American Legion for the lake house, for $1.00 per year, beginning on April 1, 2016, and ending on March 31, 2017, and automatically renewable annually for a period of five years. Motion carried, all voting, “Aye.”

The Hydro Power Pooling Contract with the Kansas Municipal Energy Agency to extend our WAPA allocation through 2054 was reviewed. A motion was made by Commissioner Stanford, seconded by Commissioner Hager, to authorize the Mayor to sign this agreement. Motion carried, all voting, “Aye.”

The final draft of a proposed employment contract for the City Manager position with Ed Patton was reviewed. Mr. Patton has agreed to the terms of the contract. A motion was made by Commissioner Stanford, seconded by Mayor Miller, to offer the employment contract to Ed Patton for a three-year term, beginning 5-1-16 and ending 4-30-19, with the first year to be considered a probationary term, for an annual salary of $50,000, plus a $500 per month vehicle allowance. Motion carried, all voting, “Aye.”

Commissioner Hager read a statement written by Kenny Roe honoring Chuck Miller, and presented him with a “giant” gavel in appreciation of his term on the City Commission. Commissioner Stanford presented him with a plaque and name plate.

Debbie reported that we have received a $10,366 refund from KMIT following our workers compensation audit. She also said that camp hosts for both lakes have been secured, and mentioned the drag race, car show, Earth Day, and the tree sale.

The Commission brought up the circus that is scheduled to be held in the Community Building later this week. They did not like the fact that a “motorcycle ball” act would be held inside the building. Debbie will call the company tomorrow. The Commissioners each thanked Chuck for his service on the Commission, and Chuck thanked the Commissioners and citizens for their support.

A motion was made by Mayor Miller, seconded by Commissioner Stanford, to adjourn the meeting. Motion carried, all voting, “Aye.”

Also present at the meeting were Buck Driggs, Jerry Barta, D.J. Neuberger, Gloria Boomer, Ed Patton, Cherry Patton, Ron Maggard, Cynthia Naylor, Mike Mowat, Marion Schweitzer-Noble, Mark Noble, Rick Freeman, David Jones, Zarra McKenna, Katrina Hager, Ken Walters, Wendy Jones, and J.R. Sparke.

Debra Wendt

City Clerk