

CITY OF DE SOTO
CITY COUNCIL
City Hall, 32905 W. 84th Street
October 16th, at 7:00 P.M.

MINUTES

PLEASE NOTE: THE COUNCIL WILL MEET AT CITY HALL AT 5:00 P.M. TO TAKE A TOUR OF THE SUNFLOWER WATER PLANT PRIOR TO THE REGULAR MEETING. MEMBERS OF THE PUBLIC ARE WELCOME TO JOIN THE TOUR.

The special meeting of the City Council was called to order at 5:05 p.m. by Mayor Anderson.

Roll Call:	Cannon	Present	Morse	Present
	Drennon	Present	Templin	Present
	Maniez	Absent		

Mayor Anderson stated the special meeting was for the purpose of the Council and interested citizens to tour the City's Sunflower water plant.

Motion by Councilwoman Cannon to leave the Council Chamber to go and tour the Sunflower water plant, and Council will reconvene at the regularly scheduled meeting at 7:00 p.m. this evening; second by Drennon.

All Council approved by "ayes".

Council members and interested citizens left the Council Chamber at 5:15 p.m. for the tour.

The regularly scheduled meeting was called to order at 7:00 p.m. and the Council was reconvened with Roll Call by Mayor David Anderson.

Roll Call:	Cannon	Present	Morse	Present
	Drennon	Present	Templin	Present
	Maniez	Present		

Mayor Anderson led the Pledge of Allegiance. Citizens signed the book on page 128.

Consent Agenda Items will be acted upon by one motion unless a Council member requests an item be removed for discussion and separate action.

1. Consent Agenda:
 - a. Approve Minutes of the Council Meeting of October 2nd, 2008.
 - b. Approve Pay Ordinance No. 603.

Motion by Councilman Morse to approve the Consent Agenda; second by Templin.

Roll Call:	Cannon	Yes	Morse	Yes
	Drennon	Yes	Templin	Yes
	Maniez	Yes		

Motion carried.

2. Call to Public:

"Members of the public are welcome to use this time to comment about any matter relating to City business that is not listed on this Agenda. The comments that are discussed under Call to Public may or may not be acted upon by the Council during this meeting. **There is a four-minute time limit.** Please stand and wait to be recognized by the Mayor."

Darrel Zimmerman said there were visitors at the Riverfest Park last weekend that stated they had trouble locating the park. He sees that as a positive thing as these people now know where De Soto is. He said the people involved in the Blues and BBQ event were largely people who do not live in De Soto. Mr. Zimmerman said he would like to see everyone become involved in the Chamber and the events.

Mayor Anderson said Anthony Brown was highly complimentary of the De Soto Chamber.

Tamara Selk, citizen, said the Riverfest Park was a good site for the Blues & BBQ event. There are some citizens that are very concerned about the comments being made about the De Soto Days event being moved to that area. She said parents are concerned about safety for their children at the new park due to the easier access to the river.

3. Chamber / EDC Report: Executive Director, Sara Ritter, said the Blues & BBQ was a fantastic event. Mr. Goodcents donated \$7,000 toward the event, and she said the City was there and Pat Guilfoyle and Jay Garvin did outstanding jobs of preparing the park for this event, and they "stepped up to the plate with home runs". It was a huge sense of accomplishment for this event and for the Riverfest Park. The estimate is about 1,100 people attending on Friday evening, and about 800 people on Saturday evening. There were many other events on Saturday. The event did meet the operating budget, but she doesn't have all the invoices yet. The contestants really loved the Riverfest Park location. Discussion and comments between Mrs. Ritter and Council on future activities and events.

Darrel Zimmerman stated there is an organization by the name of the "Kansas Sampler" that meets periodically and they set up booths to help promote the Kansas Travel and Tourism. This may be a possibility to advertise the events. Discussion continued.

Councilman Drennon said his hat is off to Sara Ritter and Pat Guilfoyle for a successful event. Mayor and Council agreed.

4. Old Business:

- a. Consider Ordinance Amending City Code to Prohibit Confinement of Dogs in Front Yards by Invisible Fences. City Attorney Patrick Reavey stated this issue was discussed at the previous Council meeting. The City does have an ordinance for dogs running at large. This ordinance states that having an electronic fence in the front yard does not constitute having a fenced yard.

Councilman Drennon said he doesn't like the proposed ordinance because there are some new homes that don't have a backyard large enough to support a full fence. He said he doesn't see how this protects yards that back up to the walking trails.

Councilwoman Templin said this does protect us because an electronic fence is not visible and anyone coming up the front drive or sidewalk to the door of a residence are not safe when there are dogs running loose in the front yard. Discussion by Councilwoman Templin that this is a public safety issue.

Councilman Maniez stated he did agree with the comments by Councilman Drennon. However, he has looked at the electronic fences around his neighborhood and you can't really tell if there is an electronic fence. You really don't know if the

dogs are going to come out and bite or come after young children who are playing in the street. He agrees this is a public safety concern. He feels the City needs to take the next step.

Councilman Morse said he doesn't have any dogs, but the problem he has is how to get the word out to the new people who move into town and put in an electronic fence. Discussion between Councilman Morse and Attorney Reavey. All dogs are to be licensed annually with the City. Discussion that this could be handed out to new citizens moving into the City. Engineer Brungardt said it could be put on the City's web page.

Councilwoman Cannon said she has no problems with the proposed ordinance.

Motion by Councilwoman Templin to approve Ordinance No. 2215 amending the City Code to prohibit Confinement of Dogs in Front Yards by Invisible Fences; second by Cannon.

Roll Call:	Cannon	Yes	Morse	Yes
	Drennon	No	Templin	Yes
	Maniez	Yes		

Motion carried.

Attorney Reavey stated the dogs in the incident have been removed from the City until further determination by the Municipal Court. The information was forwarded to the City Prosecutor for further handling.

5. New Business:

- a. Consider Approval of Contract Award to Douglas Pump Service, Inc. to Treat Water Well #8. Administrator Guilfoyle said the well needs to be acid treated which is a process necessary to maximize water well pumping capacity.

Motion by Councilman Maniez to approve the contract to Douglas Pump not to exceed \$12,484.40; second by Cannon.

Roll Call:	Cannon	Yes	Morse	Yes
	Drennon	Yes	Templin	Yes
	Maniez	Yes		

Motion carried.

- b. Consider bids for the 2008 CDBG Pump Station Replacement project. Engineer Brungardt stated that two aging pump stations in the City. The low bidder was Tedrow Construction in the amount of \$137,422.00. The project will be funded by the CDBG funds. Discussion between Engineer Brungardt and Mayor Anderson regarding the spread between the bids that were received. Council discussion.

Motion by Councilman Maniez to authorize the Mayor to sign the construction contract for the 2008 CDBG Pump Station replacements with Tedrow Construction in the amount of \$137,422.00, and to authorize funding from the capital projects fund with additional contingency expenditures not to exceed \$8,978.00; second by Cannon.

Roll Call:	Cannon	Yes	Morse	Yes
	Drennon	Yes	Templin	Yes
	Maniez	Yes		

Motion carried.

6. Executive Session: n/a

7. Advisory Reports:

- a. City Administrator, Pat Guilfoyle, said to follow up on the Blues & BBQ event, Sunday night his wife commented that it was kind of depressing to see the weekend come to a close. Administrator Guilfoyle said that the best part of the event was that this was a real community event and the excitement will carry on and energize a lot of people to continue to grow in that vein. He said the Park Board is anxious to get involved again and start talking about the who, what and where and how to stage future events.

Another piece of excitement is that two outside groups have contacted him about holding their events in the De Soto Riverfest Park and they would like to consider our park for a fun, family event when their contract is up with the other group.

Administrator Guilfoyle said there will be portions of a movie shot here in De Soto next Saturday. This is an independent film that will be produced by Iron Dragon Films. They would like to shoot on Cedar Creek Road between 1:00 p.m. and 6:00 p.m. They will provide traffic control and will distribute fliers to all residents in the area.

- b. City Attorney, Patrick Reavey, said the property at 83rd & Kill Creek will close tomorrow.
- c. City Engineer, Mike Brungardt, no report.
- d. City Planner, Linda Bohnsack, said the rezoning workshop is on schedule for next Tuesday evening. Everyone is invited to attend.
- e. City Clerk, Lana McPherson, stated the LKM conference was very informative.

8. Council & Mayor Comments:

Councilwoman Cannon said there were serious discussions at the LKM conference and everyone is talking about water and the real need to conserve our water resources. She would like to get a meeting set with Larkin Engineering. Mayor Anderson said Tony O'Malley with Larkin has worked on a regional water organization originating in Fredonia, Kansas. Mayor Anderson said this is a public wholesale water district and Larkin is willing to come and do a presentation to the Council on this prospective thought for water. Engineer Brungardt will contact Mr. O'Malley to schedule a date for the presentation.

No comments from Councilman Morse.

Councilman Maniez said he was pleasantly surprised at the savings on gasoline and he is glad to see that the departments were able to conserve. He was curious as to how the staff was able to make these cuts. Administrator Guilfoyle said he will send out an email to the department heads and ask for their "magic" on how they managed these savings. Councilman Maniez said he wanted to express his thanks to the employees for working to make the cuts. He said he appreciated that.

No further comments from Councilwoman Templin or Councilman Drennon.

Motion by Councilman Maniez to adjourn at 7:50 p.m.; second by Cannon.

All Council approved by "ayes".

Respectfully submitted:

Lana R. McPherson, MMC
City Clerk