

**CITY OF COLUMBUS  
CITY COUNCIL MEETING**

August 18, 2014  
6:30 P.M.

**ATTENDANCE**

The City Council of Columbus, Kansas met August 18, 2014 at 6:30 p.m. in the City Hall Council Chambers presided over by Mayor Grant Spieth. Council members present: Dale Burton, Jerri Burton, Barbara Capron, Mike Leighty, Marion Morgan, Thomas Niegisch, Alvin Patterson, Drew Richards, Dewey Smith, Gary Smith. Council members absent: None.

Alvin Patterson led the Invocation followed by the Pledge of Allegiance.

**COUNCIL MEETING MINUTES**

Burton Jerri moved to approve Council Meeting minutes from August 4, 2014 as written. Leighty seconded the motion. Voting aye: Burton Dale, Burton Jerri, Capron, Leighty, Morgan, Niegisch, Patterson, Richards, Smith Dewey, Smith Gary. Voting nay: None. Motion carried 10-0.

**APPROPRIATION ORDINANCE 14-359**

Leighty moved to approve Appropriation Ordinance number 14-359 as presented. Burton Dale seconded the motion. Voting aye: Burton Dale, Burton Jerri, Capron, Leighty, Morgan, Niegisch, Patterson, Richards, Smith Dewey, Smith Gary. Voting nay: None. Motion carried 10-0.

**VISITOR – GRETCHEN ANDREWS**

Gretchen Andrews of Class Ltd came before the council to ask for route approval of Class Ltd first annual 5K run/walk slated for October 4, 2014. Ms. Andrews informed the council this event is planned to help celebrate the culmination of a healthy living initiative started June 2nd for clients.

**CLASS 5K RUN/WALK**

Smith Gary moved to approve City portion of the Class Ltd 5K run/walk route. Burton Dale seconded the motion. Voting aye: Burton Dale, Burton Jerri, Capron, Leighty, Morgan, Niegisch, Richards, Patterson, Smith Dewey, Smith Gary. Voting nay: None. Motion carried 10-0.

**VISITOR – BOB STONE**

Bob Stone approached the council to ask for exemption to Ordinance 1298 concerning mobile home placement. Ordinance 1298 Section 5, paragraph C item (3) shows mobile home cannot be within ten feet of any property line or twenty feet from any other structure. The house he currently resides in is located less than 20 feet of where he plans to place the mobile home. Mr. Stone states that he does not have other living arrangements and would like a 60 day exemption on removing the structure. He states B3 Construction will be available to take down the old house once he has moved in to the mobile home.

### **MOBILE HOME ORDINANCE EXCEPTION**

Burton Dale moved to allow for exemption to Ordinance 1298 to enable Bob Stone to place mobile home on his Pennsylvania Street property providing he re-deeds adjoining lots as one continuous piece on a single deed and allow Mr. Stone 60 days to remove existing house once mobile home is set to be in compliance with Ordinance 1298. Burton Jerri seconded the motion. Voting aye: Burton Dale, Burton Jerri, Leighty, Morgan, Niegisch, Patterson, Richards, Smith Dewey, Smith Gary. Voting nay: Capron. Motion carried 9-1.

### **VISITOR - KENNY BURTON**

Kenny Burton came before the council to seek permission to place 2009 mobile home on his property on West Lake Street. He is asking for alleys to be vacated in order to be in compliance with lot size requirements of Ordinance 1298.

### **ORDINANCE 1331**

Niegisch moved to approve Ordinance 1331 amending Ordinance 1298 mobile home placement within the City limits of Columbus as follows:

- Section 5 paragraph C item (2) to reflect lot size as 50'x125' lot,
- Section 5 paragraph C item (10) to delete second sentence "The running gear, tongue, axles and wheels shall be removed from the unit at the time of installation, placement or moving."
- Section 3 to show public officer as Chief of Police.

Burton Jerri seconded the motion. Voting aye: Leighty, Morgan, Niegisch, Patterson, Smith Dewey, Smith Gary. Voting nay: Capron, Richards. Abstain: Burton Dale, Burton Jerri. Motion carried 6-2-2.

### **ORDINANCE 1332**

Niegisch moved to approve Ordinance 1332 vacating alleys running north and south and lying between West Cedar and West Lake and running east and west and lying between North Florida and North Vermont. Burton Jerri seconded the motion. Voting aye: Burton Jerri, Leighty, Morgan, Niegisch, Patterson, Richards, Smith Dewey, Smith Gary. Voting nay: Capron. Abstain: Burton Dale. Motion carried 8-1-1.

### **ALLOW MOBILE HOME PLACEMENT**

Niegisch moved to allow Kenny Burton to place 2009 mobile home on 413 West Lake providing he complies with all requirements of mobile home ordinance and amendments. Burton Jerri seconded the motion. Voting aye: Leighty, Morgan, Niegisch, Patterson, Richards, Smith Dewey, Smith Gary. Voting nay: Capron. Abstain: Burton Dale, Burton Jerri. Motion carried: 7-1-2.

### **LIBRARY BOOK RETURN BOX**

Burton Jerri moved to allow City Library to place book return box in alley provided they meet all requirements. Smith Dewey seconded the motion. Voting aye: Burton Jerri, Capron, Leighty, Morgan, Niegisch, Patterson, Richards, Smith Dewey, Smith Gary. Voting nay: Burton Dale. Motion carried 9-1.

### **ADVANCE LIFE INSURANCE**

Niegisch moved to approve Advance Life Insurance premium increase of .03 cents per \$1,000.00 dollars of coverage for city employees at November 2014 renewal. This is part of the benefit package offered to employees and paid for by the City. Burton Dale seconded the motion.

Voting aye: Burton Jerri, Capron, Leighty, Morgan, Niegisch, Patterson, Richards, Smith Dewey, Smith Gary. Voting nay: None. Abstain: Burton Dale. Motion carried 9-0-1.

**LKM VOTING DELEGATES**

Smith Gary moved to elect Marion Morgan and Thomas Niegisch to be voting delegates for the City at the October 2014 League of Kansas Municipalities fall conference. Burton Jerri seconded the motion. Voting aye: Burton Dale, Burton Jerri, Capron, Leighty, Morgan, Patterson, Richards, Smith Dewey, Smith Gary. Voting nay: None. Abstain: Niegisch. Motion carried 9-0-1.

**ROAD CLOSING FOR SCHOOL CARNIVAL**

Niegisch moved to close Country Road from Park Street to Kansas Street from 5:00 p.m. to 8:00 p.m. Tuesday, August 26, 2014 for the school carnival. Richards seconded the motion. Voting aye: Leighty, Morgan, Niegisch, Richards. Voting nay: Burton Dale, Burton Jerri, Capron, Patterson, Smith Dewey, Smith Gary. Motion failed 4-6.

**OPEN POLICE CAR BID**

Police Chief Jason Daniels opened a single sealed bid for a police car as follows:

Mike Carpino Ford Columbus  
2015 Interceptor outright \$24,851.24  
With trade in \$21,351.24

**POLICE CAR BID**

Burton Dale moved to accept Carpino Ford bid for 2015 police car of \$21,351.24 with trade. Leighty seconded the motion. Voting aye: Capron, Leighty, Morgan, Patterson, Richards, Smith Dewey, Smith Gary. Voting nay: Burton Dale, Burton Jerri, Niegisch. Motion carried 7-3.

**COUNTY MAPPING TO ASSIGN ADDRESSES**

Smith Dewey moved to allow County Mapping Department to assign addresses as needed within the City. Burton Jerri seconded the motion. Voting aye: Burton Dale, Burton Jerri, Capron, Leighty, Morgan, Niegisch, Patterson, Richards, Smith Dewey, Smith Gary. Voting nay: None. Motion carried 10-0.

**BUDGET HEARING**

Niegisch moved to set public hearing for 2015 city budget for Tuesday, September 2, 2014 at 6:30 p.m. Smith Dewey seconded the motion. Voting aye: Burton Dale, Burton Jerri, Capron, Leighty, Morgan, Niegisch, Patterson, Richards, Smith Dewey, Smith Gary. Voting nay: none. Motion carried 10-0.

**EXECUTIVE SESSION**

Burton Jerri moved to go into a ten minute executive session at 8:17 p.m. for personnel matters of non-elected personnel with council, Mayor Spieth, City Attorney Myers, Police Chief Daniels, City Clerk Chancellor and City Superintendent Burton in attendance. Morgan seconded the motion. Voting aye: Burton Dale, Burton Jerri, Capron, Leighty, Morgan, Niegisch, Patterson, Richards, Smith Dewey, Smith Gary. Voting nay: None. Motion carried 10-0.

**REGULAR SESSION 8:27 P.M.**

**RELEASE EMPLOYEE**

Burton Dale moved to terminate Police Officer Charles Elsworth August 11, 2014 with cause. Niegisch seconded the motion. Voting aye: Burton Dale, Burton Jerri, Capron, Leighty, Morgan, Niegisch, Patterson, Richards, Smith Dewey, Smith Gary. Voting nay: None. Motion carried 10-0.

**VOLUNTEER FIREFIGHTER – ARON BURTON**

Niegisch moved to approve Mayor's appointment of Aron Burton to the volunteer fire department of the City. Leighty seconded the motion. Voting aye: Capron, Leighty, Niegisch, Patterson, Richards, Smith Dewey, Smith Gary. Voting nay: Morgan. Abstain: Burton Dale, Burton Jerri. Motion carried 7-1-2.

**ADJOURNMENT**

Niegisch moved to adjourn the meeting at 8:30 p.m. Burton Jerri seconded the motion. Voting aye: Burton Dale, Burton Jerri, Capron, Leighty, Morgan, Niegisch, Patterson, Richards, Smith Dewey, Smith Gary. Voting nay: None. Motion carried: 10-0.

**Meetings:**

**Work Session - Codification**

Thursday August 28, 2014 @ 6:30 p.m.

  
Cherri Chancellor  
Cherri Chancellor City Clerk