

City of Pomona  
Regular City Council Meeting Agenda  
Monday, May 6, 2019  
7:00 p.m., City Hall

**Council in Attendance:** Mayor Seneca, Councilmembers: Jerry Johnson, Kim Giffin, Jeff Welton

**Others in Attendance:** Jan Turnbaugh, Sheryl Baugher, Karen Johnson, Neal Daney, Dean Wineinger, Frank Downing, Maiyee Lor

**Meeting to order**

The meeting was called to order at 7:00 p.m. and began with the Pledge of Allegiance.

**Amend Agenda**

Mayor Seneca entertained a motion to the end of the agenda's items of business as following:

1. Sponsorship of WFHS seniors in the paper
2. Add to Executive Session: For the Discussion of Employee Benefits Pursuant to the Non-Elected Personnel Exception, K.S.A. 75-4319(b)(1) for a Period of 15 Minutes with the Open Meeting to Resume in the Community Building of City Hall and to include Dean Wineinger.

Councilmember Welton motioned to approve the amended agenda. Seconded by Councilmember Giffin and vote carried 3/0.

**Appoint Council Departments**

**Utility Department/Utility Hearing Officer**-Mayor Seneca

**PWWSD #12 Representative**-Dotson Bradbury

**Cemetery & Parks Department**-Councilmember Adler

**Fire District Liaison**-Councilmember Johnson

**Street Department**-Councilmember Giffin

Councilmember Giffin moved to approve the council departments. Seconded by Councilmember Johnson and vote carried 3/0.

**Appointment of City Offices:**

**Municipal Judge**-Constance Sams

Councilmember Giffin moved to appoint Judge Sams for another year. Seconded by Councilmember Welton and vote carried 3/0.

**Appointment of Board Vacancies:**

**Library Board:** 1 Total Seat: 1 Expiring

Mayor recommends council to reappoint Carol Willis.

Councilmember Welton moved to retain Carol Willis for Library board. Seconded by Councilmember Giffin and vote carried 3/0.

**Designate Official Newspaper**

The Ottawa Herald.

Councilmember Giffin moved to designate Ottawa Herald as the official newspaper. Seconded by Councilmember Welton and vote carried 3/0.

**Consent Agenda**

Review Utility Accounts 30+ Days Delinquent

Review Employee Vacation, Discretionary, and Comp Time Accruals

Minutes of Previous Meetings

April 1, 2019

April 4, 2019

Financial Reports/Action on bills

Current bills and prepaid bills

Councilmember Giffin moved to approve the consent agenda. Seconded by Councilmember Welton and vote carried 3/0.

**Items of Business to Discuss and Consider Action:****KMEA New Energy Agreement & Resolution No. 2019-04**

Neal Daney, KMEA, talked about the agreement to the council. The contract is not subject to expire until this year. Spring is a good time to purchase power and the best prices can drop.

There is a new supplier, a company from Florida and KMEA have done many deals with them in the last couple years. This will bring down cost for the next 10 years, all at whole sale prices. It is 20% cheaper than the contract four years ago. The contract expires this year and it will be great to get it fixed for the next decade.

Councilmember Giffin asked when does the contract expires. Neal answered Jan 2020.

Councilmember Welton asked to see if it is ten year contract. Neal confirmed. Council asked of the current price and Neal explained the current price to the Council. Councilmember Welton wanted to make sure there are no additional cost and it will be a flat rate. Neal stated that this is current and the price you see in 2020, is what you pay. Councilmember Welton asked it this will affect cost or will services and repairs be the same.

Dean confirmed that utilities are utilities. That is what KMEA do and know what they do. He has gone up to their meetings many time. Dean recommends it. Council questioned Neal on the price and Neal hard to say. The price will jump around, 5%-10% increase, and will depend. This is a great opportunity. Neal shared that the last one was a term locked in for four and a half years and pricing rack up every year, but the new contract is truly fixed. Dean explained that this does not happen every day. Dean highly recommended the Council to jump on board. Councilmember Johnson moved to accept the New Energy Agreement and Resolution No. 2019-04. Seconded by Councilmember Giffin and vote carried 3/0. Neal thanked the Council.

**Ordinance 607: Enhanced Cereal Malt Beverages**

Mayor explained difference in time of sale. The changes has gone through City Attorney. Clerk explained the application fee is non-refundable after Council asked questions. Council discuss fees and concerns. Mayor explained the differences to the Council. Councilmember Welton

asked to confirm if it was the same ordinance but cleaned up. Mayor confirmed. Councilmember Giffin moved to pass Ordinance 607. Seconded by Councilmember Welton and vote carried 3/0.

### **Ordinance 608: Drinking Establishments**

Clerk explains the difference between the two ordinances and the fees to Council. Clerk explained that there is currently three businesses who obtains a Drinking Establishment License. Councilmember Welton moved to approve the Drinking Establishment ordinance. Seconded by Councilmember Welton and vote carried 3/0.

### **Dollar General CMB License**

Council questioned Clerk if Dollar General sells beer now. Clerk clarified that until Council approves them for a license, \$75 total fee, they will not be able to sell enhanced beer. Mayor answered Council that the money goes to general fund. Clerk explained the process of obtaining a license with City of Pomona. Council asked about fees and Clerk explained the amount and process. Councilmember Giffin moved to approve Dollar General a CMB license [\$75]. Seconded by Councilmember Welton and vote carried 3/0.

### **Sale of 1996 Hustler Mower**

Dean explained to the Council that it just sits at the shop. Councilmember Welton moved to allow sale of the Hustler Mower. Seconded by Councilmember Johnson and vote carried 3/0.

### **Hire Weed Eater**

Erick DeCock started April 15, 2019 at \$12.50 an hour at the cemetery. Councilmember Welton moved to hire Erik for the cemetery. Seconded by Councilmember Giffin and vote carried 3/0.

### **Hire Apprentice Lineman**

Reed Smith started April 17, 2019 at \$19.50 an hour. Councilmember Welton moved to hire Reed as the apprentice lineman. Seconded by Councilmember Johnson and vote carried 3/0.

### **Study Session: Budget**

Mayor wanted Council to have a study session on budget. Council are in agreement and Clerk will contact all councilmembers to set a date and time.

### **WFHS Seniors**

There are thirteen WFHS seniors left to be sponsored in the paper at a total of \$195. Councilmember Welton moved to sponsor WFHS seniors. Seconded by Councilmember Giffin and vote carried 3/0.

### **Executive Session**

Councilmember Giffin moved For the Discussion of KCC Regulatory Changes Pursuant to the data relating to corporations, partnerships, trusts, and individual proprietorships;, K.S.A. 75-4319(b)(4) and For the Discussion of Employee Benefits Pursuant to the Non-Elected Personnel Exception, K.S.A. 75-4319(b)(1) for a Period of 15 Minutes with the Open Meeting to Resume in the Community Building of City Hall. Seconded by Councilmember Welton and vote carried 3/0.

City Council entered into Executive Session at 7:24 p.m.

*Due to the storm causing a power outage and weather advisory to seek shelter, the Governing Body exit executive session at 7:36p.m.*

**Items of Business to Discuss and Consider Action:**

**KCC Regulatory Changes**

Councilmember Welton moved to accept the changes on the new [electrical] rates for the rural residents, who are three miles outside of city limits, along with all other residential customers. Seconded by Councilmember Giffin and vote carried 3/0.

**Meeting Adjourn 7:37 JW. KG 2nd. 3/0.**

Councilmember Welton moved to adjourn. This was seconded by Councilmember Giffin. The vote carried 3/0. Meeting adjourned at 7:37p.m.

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Mayor Marie Seneca