

City of Pomona
Regular City Council Meeting Minutes
Monday December 7, 2015
7:00 p.m., City Hall

Meeting Called to Order at 7pm.

Council: Mayor Seneca, Mr. Johnson, Mr. Adler, and Mr. Meador

In attendance: Mr. Lantis, Mrs. Grob, Mr. Wineinger, Mr. Nichols, Mr. Snethen, and Mr. Lemons

Pledge of Allegiance

Executive Session

Mr. Adler made a motion to enter into Executive Session for 10 minutes. The motion was seconded by Mr. Meador and the motion carried 3/0.

The Council entered into Executive Session at 7:02 PM for 10 minutes.
The Council returned at 7:12 PM.

Amend Agenda

A motion was made by Council Member Meador to amend the agenda, adding the following items:

Consider Annual Prairie Paws Donation
Consider Listing Brandy Nichols as KMEA Alternate Member
Consider Hiring of Animal Control
Consider Transfer of Funds from Electric Fund (01) to General Fund (03)
Consider Purchase of Utility Bucket Truck

The motion was seconded by Mr. Adler. The motion passed 3/0.

Consent Agenda

Review Utility Accounts 30+ Days Delinquent
Review Employee Vacation & Discretionary Time Accruals
Minutes of previous meeting
November 2, 2015
Financial reports/Action on bills
Current bills and prepaid bills

A motion to accept the consent agenda and previous meeting's minutes was made by Mr. Adler. The motion was seconded by Mr. Meador, and the motion carried 3/0.

Items of Business:

Gene Hirt

Mr. Hirt interrupted and announced that there is an investigation going on. Mayor Seneca responded that Mr. Hirt is out of order and will be removed if necessary.

Consider Ranson Financial's Proposal on Street Project

Mr. Larry Kleeman introduced himself on behalf of Ranson Financial. He provided a handout that laid out a repayment schedule, based off of rates on current bonds, and provided various timelines based off of different timeframes that the City could pay. Mr. Adler questioned about the interest to year ratio. Mr. Kleeman explained that every 5 years added to the repayment term will add \$100,000.00 in Interest.

Mr. Kleeman inquired how much the City had planned to pay up front and planned on how many years. He inquired if the Council were ready to pass a Resolution immediately in order to sell the bond to make process take off by next month. Mr. Kleeman also inquired about our Engineer's timeline and Mr. Meador informed him that the City will be anticipating bids in spring, perhaps March, and will aim to begin construction in April. Mr. Kleeman wanted to touch base with Engineer within the next few days to collect bids. Mr. Adler inquired about raising national rates and Mr. Kleeman indicated that rates could be going up a quarter of a percent however it might not increase rates on our bond. Mr. Kleeman concluded that he would contact City within the next few days. Mr. Meador stated that City Clerk Steven Lemons would go about contacting firms for bids.

Mayor Seneca closed this item on the agenda by stating that the intents of the Proposal were to inform and that the City would not be taking any action at this meeting.

Consider Jerry Huffman of WKT Communication's Proposal for City Hall's Phone System

Mr. Huffman began his presentation with passing out information. The emphasis on his system is to build off of what he have, rather than proceed with a full system upgrade. Mr. Adler inquired about the length of "life" for the new phones; he explained that in past experiences he has upgraded an entire system that has gone obsolete shortly after updating. Mr. Huffman explained that their phones are able to upgrade forward, but he didn't know how long the phones were going to be continued to be manufactured. He went on to explain that with a 5 year subscription package, that has no annual fees, the equipment from WKT would be covered by a complete warranty. There is also the possibility of a lease; like cell phones, you could pay over years, rather than upfront, and then at the end of lease, you would be able to upgrade phone system as future models come out. During the lease, you would be covered for repairs, labor maintenance, etc.

Mayor Seneca asked about current contract status with CenturyLink. Mr. Lemons stated that we only pay for monthly service and that we own our hardware. Mr. Wineinger asked about battery backup, Mr. Huffman stated that the phones will have a 15 minute backup but could purchase an 8 hour backup system. Mayor Seneca inquired about a leasing sample contract and Mr. Huffman stated that he did not have one with him but could provide one. Mayor Seneca indicated that without a sample contract, Council would not vote but was interested in further information and would review the sample contract.

Consider Amending Ordinance 507 Regarding Sale of CMB on Holidays

Current Ordinance permits sales on Sundays, excluding Easter, but excludes the holidays Thanksgiving and Christmas. Tracie Spears from Casey's General Store wanted to amend this Ordinance, allowing for the sale of CMB on holidays. Mayor Seneca indicated that if the Council voted, it would still take 60 days for the amended Ordinance to go into effect.

Mr. Adler made a motion to table the item. Mr. Johnson seconded the motion and the motion carried 3-0.

Consider the Hiring of Patty Jameson for Custodian

Mr. Meador made a motion to hire Patty Jameson at a rate of \$12 per hour. Mr. Johnson seconded the motion and the motion carried 3-0.

Consider Splitting Zoning and Codes Enforcement Officer's Duties

Mr. Adler made a motion to table the item. The motion was seconded by Mr. Meador and carried 3-0.

Consider Addition to Utility Sign on Sheet, Recognizing Existing Landlord Liability for Delinquency

Mayor Seneca pointed out that everyone knows of Landlord Liability for Utilities, but the change to the Utility Sign on Sheet has been suggested by the City Attorney. Landlords in Pomona that did not know of the liability, would be informed when tenants were to sign on. Problems arise when citizens/tenants leave City of Pomona, and do not pay the final bill. This leaves the bill for the Landlord. Landlord Association of Franklin County has stated that they would not purchase anymore properties in Pomona as result of this, at times, surprise

expense. Mayor Seneca pointed out that it is imperative that the City recoup its losses. Mr. Alder inquired to the Utility Deposit but this cannot be used to offset the balance due.

Mayor Seneca explained that City of Ottawa turns delinquent accounts to a Set Off Program and Collection. We already use the Set Off Program. City of Melvin sends everything to Collections. Collection Agency collects 30% of the final collection.

Mayor Seneca pointed out that there is a risk of adding acknowledgement, a risk for the landlords. However, she again announced that this addition came recommended by the City Attorney.

Mayor Seneca encouraged that the Council decide to enter agreement with surrounding Cities in Franklin County to deter people from not paying utilities in Pomona and then repeating the situation in surrounding Cities in Franklin County. Mayor Seneca stated that she has met with Officials in Ottawa and they would agree to enter in such an agreement. Mayor Seneca would meet with other cities to inquire about their willingness. Mr. Adler added that there is a section noting that we required a suitable form of ID. What is this form of ID? Thinks it should be a set form of ID. Mayor Seneca clarified that is a photo ID and that she requires tenants to provide ID and that all occupants be on the lease as well as the utilities.

Mr. Adler made a motion to table this item. Mr. Johnson seconded the motion and the motion carried 3-0.

Consider Request for a Surge Protector at Adelita Martin's (Lee Forman) Residence

The City is not equipped to provide individual surge protection. At this point in time, it is the duty of the Citizens to provide such protection. Adelita Martin, who was present, explained how her heavy duty surge protector is not protecting her electronics. She asked that the City look into providing surge protection and pointed out that some cities lease them out and charge citizens/tenants/etc. Mayor Seneca concluded that, though she can't rule anything in the future, at this time Pomona was not equipped to provide individual surge protection at residences.

Consider Utility Account 0591's Recent Usage

Mr. Adler asked when the New Meter at 591's premise was added. Mr. Lemons answered that the meter was installed on September 15, 2015. Mr. Adler and Mr. Wineinger discussed that with the installation of the new meter, came a much higher usage. Mayor Seneca explained that to temporarily address the situation, it was decided to allow citizen to pay an average of his previous bills, but now the Council is to make a decision on what to do with the remainder of that bill/usage. Mr. Adler asked Mrs. Grob and Mr. Wineinger what the usage should be calculated to. Mrs. Grob explained what she had done to calculate his amount, an average of previous bills, to allow him to tentatively pay on his bill.

Mr. Meador made a motion to authorize Linda Grob to make the necessary adjustments. The motion was seconded by Mr. Johnson and passed 3-0.

Prairie Paws

Mayor Seneca stated that Prairie Paws requested a \$3,000 donation. Mr. Adler made a motion to continue the annual donation of \$1,000. The motion was seconded by Mr. Meador and passed 3-0.

KMEA Alternate Member

Mr. Adler made a motion to add Brandy Nichols as KMEA's Alternate Member. The motion was seconded by Mr. Meador and passed 3-0.

Approve Hire of Animal Control

Mr. Adler made a motion to approve the hiring of Richard Lemons as the Animal Control, at a rate of \$12.00 an hour, with hours not to exceed 10 a week. The motion was seconded by Mr. Meador and passed 3-0.

Consider transfer of funds from Electric Fund to General Fund, in order to be in compliance with Ordinance 551.

Mr. Meador made a motion to approve the transfer of \$200,000.00 from the Electric Fund to the General Fund with no more than \$100,000.00 to be used on the purchase of a Utility Bucket Truck. The motion was seconded by Mr. Adler and the motion passed 3-0.

At the conclusion of the Council Meeting, Mayor Seneca wanted to give thanks to members of the community. Stan Lantis was thanked for his service with the calls of service he has to respond to. Mr. Lantis pointed out that it is not just him, his crew has been running in circles. He wanted to extend thanks to them as well. Mayor Seneca asked that he thank his staff as well. Mayor Seneca wanted to thank office staff, Mr. Lemons and Mrs. Grob. Mayor Seneca stated that the office staff deals with a lot; phone calls, etc. Field Staff deals with a lot of things, being called in odd hours, a lot of behind the scenes that helps the City. Mr. Snethen deals with a very hard job, but handles it with grace and dignity. Mayor Seneca also thanked the Sheriff's Department for putting their lives on the line and dealing with what they deal with so that we can sleep soundly. Thanked the citizens and while we may not agree, we need to be respectful to each other.

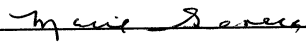
Things the City has improved and worked on this calendar year; annexation, clean up, new light fixtures, record retention, radio read meters, and credit card payments online coming within a few months.

A motion was made to adjourn by Mr. Adler. The motion was seconded by Mr. Johnson and carried 3-0.

Meeting Adjourn

8:02pm

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Mayor Seneca