

City of Pomona  
Regular City Council Minutes  
Monday, August 5, 2019  
7:00 p.m., City Hall

**Attendance:** Mayor Seneca Marie Seneca **Councilmembers:** Rick Smith, Shenoa Prouty, Kim Giffin

**Others in Attendance:**

Judy Stratton, Frank Downing, Brent Prouty, Darren Prince, Paul Mahlberg, Sheriff Jeff Richards, Maiyee Lor

**Meeting to order**

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

**Appoint Council Department**

**Fire District Liaison**-Council member Smith

Council member Giffin motioned to accept the appointment. Seconded by Council member Prouty and the vote carried 3/0.

**Resignation of Councilmember**

Jeff Welton

Council member Smith moved to accept Jeff's resignation. Seconded by Council member Giffin and the vote carried 3/0.

**Amend Agenda**

None

**Consent Agenda**

Review Utility Accounts 30+ Days Delinquent  
Review Employee Vacation, Discretionary, and Comp Time Accruals  
Minutes of Previous Meetings  
    June 3, 2019  
    July 1, 2019  
Financial Reports/Action on bills  
    Current bills and prepaid bills

Council member Smith moved to approved the consent agenda. Seconded by Council member Prouty and the vote carried 3/0.

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

**Budget Public Hearing**

Mayor Seneca open the topic up for discussing. There are no comments, questions or concerns from the public. Council member Giffin questioned about the Fire Fund. City Clerk addressed

that there are extra fund in the fire fund and governing body need to decide whether to give all and what's budgeted to the Fire District. Mayor stated that was the intent. Council member Smith stated to refund whatever there is now to them. Council member Smith stated that it is his intention that a check of \$11,959 to be made to the Fire District. There were no other questions. Council member Smith approved the 2020 budget. Seconded by Council member Prouty and the vote carried 3/0.

### **Budget Amendment**

Council member Smith questioned the amendment process. City Clerk explained the process to the Council. Council member Giffin moved to approved 2019 budget amendment. Seconded by Council member Smith and the vote carried 3/0.

### **KMEA**

Paul Mahlberg, general manager of Kansas Municipal Energy Agency (KMEA) introduce himself to the Council. KMEA has provided power to the City since 2015. They recently hire Darren Price. Dean reached out to KMEA about Kansas Corporation Commission's jurisdiction. Mahlberg suggested to have the City out of KCC's jurisdiction. Mahlberg believed that we are charging more for customers outside three miles. He assume it is because they are more outside of the City, so distribution cost more. Mahlberg recommend to do everything City can to stay out of KCC jurisdiction. If KCC has jurisdiction, the City will need to get rates approved. It is not cheap and not an easy process. City will have to pay more and hire legal counsel to pay KCC. KMEA have more than 300 members in the state of Kansas and none is in jurisdiction of KCC. They all made their rates the same to avoid it. It is hard to tell but it can be close to \$20,000. Darren Prince will explained the differences on rates.

Prince gave graph and usage amount examples to the Council. He explained the bill example at 1000 kWh. He is proposing Ordinance No. 618A and 618B. He explained the outside three miles customers. Their bill is higher, up to 230 kWh. Once they are over that amount, the rate is lower. Darren Prince recommended Ordinance No. 618B to where customers outside three miles have the same rate as Ordinance No. 587.

The best one will be Ordinance No. 613A, which equalize all the same rates. Prince will work with Maiyee to make recommendation where rates should be set at in the next couple months.

Mahlberg refers to KCC's letter a few months ago. If you state you are not charging more, then they will need justification. This will kick up to \$20,000 expense to approve that. In a couple months after rate study, they will share and provide their recommendations. Prince stated that it is not a one-time thing. If City wanted KCC to have jurisdiction, it is an every time thing; go through application and provide reasonable cause.

Council member Smith asked about the electrical contract. Paul Mahlberg confirmed that at the end of the fiscal year, it will be cheaper cost to the City.

### **Ordinance No. 613: Electrical Rates**

Council member Smith move to approved Ordinance No. 618A, one rate to be the same. Seconded by Council member Prouty and the vote carried 3/0.

## **206 Taylor**

Planning Commission recommended and approval 206 Taylor lot split and the lot be renumbered to 218, 220, 222, and 224 Taylor St. Council member Smith moved to approve 206 Taylor lot split and the four addresses. Seconded by Council member Giffin and the vote carried 3/0.

## **Ordinance No. 614: Electrical Service Requirement**

Council member Giffin asked if this is primary for electric. Mayor Seneca stated that will required electrical services at any house for human occupation. Mayor Seneca stated so we correct the situation for utility. Council member Giffin moved to adopt Ordinance No. 614. Seconded by Council member Prouty and the vote carried 3/0.

## **Employee Evaluations**

Mayor Seneca stated that in the past, it was left for the Mayor to review these. Council member Smith preferred the same. Council member Giffin moved to have Mayor Seneca handle evaluations for employees. Seconded by Council member Prouty and the vote carried 3/0.

## **Pay Application #2 for Sewer Improvement Project**

Council member Smith moved to approved pay application #2 for sewer improvement project. Seconded by Council member Giffin and vote carried 3/0.

## **Appoint Library Board Member**

Appoint library board Brook Milton. Council member Smith motioned to approved. Seconded by Council member Prouty and vote carried 3/0.

## **Executive Session**

Councilmember Council member Smith moved for the Discussion of Emergency Employee Pursuant to the Non-Elected Personnel Exception, K.S.A. 75-4319(b)(1) for a Period of 5 Minutes with the Open Meeting to Resume in the Community Building of City Hall. Seconded by Councilmember Council member Prouty and vote carried 3/0.

The City Council entered into Executive Session at 7:23 p.m.

The City Council exited Executive Session and returned to the Open Meeting at 7:28 p.m.

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

### **Emergency Employee**

Council member Smith moved to hire Jim Robinson at \$25 per hour for emergency electrical calls. Seconded by Council member Prouty and vote carried 3/0.

## **Meeting Adjourn**

Council member Giffin moved to adjourn. This was seconded by Council member Prouty. The vote carried 3/0. Meeting adjourned at 7:29 p.m.

**ML**

  
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**Mayor Seneca**