

CALL TO ORDER

Mayor Juliann M Owens opened the regular meeting of the St John City Council to order on Tuesday, April 19, 2016 at 7:00 pm.
Sister Catherine Therese opened the meeting with prayer.

ATTENDANCE

Mayor Juliann M Owens and council members Shari Williamson, Marshal Sanders, Mark Bryant, and Troy Hanson were present. Bobby Stimatze arrived at 7:11 pm.

Staff members present were LaDona S Garcia, City Clerk; Cory Tagtow, City Superintendent; Adam Saylor, Chief of Police; and John D Beverlin II, City Attorney.

Meeting was filmed by Carol Riegel from the Sandyland Shepherd Center and was covered by Terry Spradley with St. John News.

Citizens present were Mary Pat Haddican, Kurt Fairchild, Stephanie Smith, Christy Garcia, Marsena Irvine, Marla Irvine, and Miranda Gardner.

ADDITIONS TO THE AGENDA –NO ADDITIONS

Mark Bryant moved to approve the current agenda with no additions. Seconded by Shari Williamson. No Discussion. Motion Carried 4-0

CITIZEN COMMENT-

Public comments were heard and an address.

CONSENT AGENDA

Mark Bryant moved to approve the consent agenda which included the following items:

- A. Approve Minutes for Regular Meeting on 04-05-2016.
- B. Approve Minutes for Special Workshop Meeting on 04-12-2016.
- C. Approve Appropriation Ordinance #04-05-2016a in the amount of: \$30,778.44.
General Fund-\$14,403.75; Jubilee Fund-\$25.00; Sewer Utility Fund-\$1,048.02; Water & Light-\$15,301.67.
- D. Approve Appropriation Ordinance #04-19-2016 in the amount of: \$34,353.68.
General Fund-\$12,765.70; Jubilee-\$109.95; Storm Sewer Utility-\$(0.10); Solid Waste Collection-\$16.41; Sewer Utility-\$1,796.72; Water & Light-\$17,269.41; Wt. System Capital Project-\$2,023.71; CDBG Sidewalk Grant-\$371.88.
- E. Renewal of Computer Information Concepts Annual Peopleware Agreement for \$2,875:00 through June, 2017.

Seconded by Marshal Sanders. No Discussion. Motion Carried 4-0

POLICE DEPARTMENT-

Chief of Police, Adam Saylor requested a five minute executive session for personnel matters of non-elected personnel to discuss employee performance.

Marshal Sanders moved that the city council recess into executive session for five minutes pursuant to the personnel matters of non-elected personnel exception in order to discuss an employee performance review to include Mayor, Chief of Police, Council, and City Attorney. The open meeting to resume in the city council chamber at 7:18 pm. Seconded by Mark Bryant. No Discussion. Motion Carried 5-0.

FIRE DEPARTMENT-NO COMMENT

ADMINISTRATION – CITY CLERK

City Clerk LaDona S Garcia updated the council on the planning of the 2016 Jubilee. There was discussion. LaDona requested an increase in her credit limit to \$1000.00, so she can make needed purchases for the Jubilee without asking for another department head's card. Right now, her limit is set at \$500.00.

**Mark Bryant moved to approve to increase City Clerk's spending and credit card limit to \$1000.00. Seconded by Marshal Sanders.
Discussion. Motion Carried 5-0**

ADMINISTRATION – SUPERINTENDENT

City Superintendent Cory Tagtow presented his recommended changes to the current swimming pool policy for the upcoming season. One being the age requirement for employment be lowered to 15 years, since the Red Cross will certify them at 15 years of age. Second recommendation was with the Pool Employee's wages: Assistant Manager increased from \$8.25 to \$8.50 per hour, returning Lifeguards will start at \$8.25 and new lifeguards at \$7.25. Finally, to increase the adult admission from \$1.50 to \$2.00 and the party fee will be \$30.00 for one hour which would include a manager or assistant manager and one lifeguard. If the party size required more lifeguards there would be an additional \$10.00 per lifeguard per hour. There was discussion between Cory and council. Consensus of council was to approve all of Cory's recommendations.

Cory informed the council on the Spring Training for drinking water systems provided by Midwest Assistance Program. The training will be on April 21, 2016 from 8:30 am to 4:30 pm at the Stafford County Courthouse Annex. Cory encourage them to attend since the training was here in St. John.

Cory updated the council on the progress of replacing The Witt Center Sign, he has received one bid for \$2600.00. Cory inquired about other companies he could request a bid from.

CITY ATTORNEY-

City Attorney, John D Beverlin II presented his findings from investigating on bonding authority and other cities who have lost their grocery store. There was discussion between Council, Mayor, and Beverlin on these issues as well as the lack of available property for a grocery store. Mayor and Council reviewed the current zoning map for St. John. They discussed the current usage of the industrial park.

OLD BUSINESS-

Garcia represented the Pay Plan with raise increases council wanted to see, along with fellow city's pay plan has as an example. There was discussion. Consensus of council would like to see what our system would look like.

City Attorney Bevelin presented the rough draft 2016-07 which places the 1% sales tax question on the August 2nd, 2016 primary election, for council to review and approve:

RESOLUTION NO.2016-07

A RESOLUTION TO SUBMIT TO THE QUALIFIED ELECTORS OF THE CITY OF ST. JOHN, KANSAS THE PROPOSITION OF LEVYING A ONE PERCENT (1.0%) RETAILERS' SALES TAX TO FUND GENERAL SERVICES OF THE CITY, INCLUDING BUT NOT LIMITED TO, ECONOMIC DEVELOPMENT PROJECTS AND CITY INFRASTRUCTURE.

WHEREAS, K.S.A. 12-187 et seq., authorizes the governing body of the City of St. John, Kansas ("City") to submit to the qualified electors of the City the question of levying retailers' sales tax in the City and pledging the revenue received from the tax to certain purposes of the City with the tax to be collected by the Kansas Department of Revenue and returned to the City; and

WHEREAS, the governing body of the City has determined it is necessary to authorize the levy of a one percent (1.0%) retailers' sales tax, to begin on January 1, 2017 or as soon thereafter as the new tax may be levied by the Kansas Department of Revenue, with revenue received from the tax used for the governmental purposes as described in the ballot question approved by this Resolution.

NOW THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF ST. JOHN, KANSAS:

Section 1. A special question election is called to be conducted at the Kansas State Primary Election on August 2, 2016, for the purpose of submitting

to the qualified electors of the City the question of levying a retailers' sales tax in the City in the amount of one-percent (1.0%), with such tax to take effect on January 1, 2017, or as soon thereafter as the tax may be levied by the Kansas Department of Revenue, and shall be collected for a period of ten (10) years from the effective date of the tax, if approved by a majority of the electors voting on the question. The election shall be conducted in the manner prescribed by applicable laws of the State of Kansas.

Section 2. If approved by a majority of the electors voting on the question, the retailers' sales tax will be subject to all applicable state laws and administrative rules and regulations of the Kansas Department of Revenue. The services of the Kansas Department of Revenue shall be utilized to administer, enforce and collect such tax.

Section 3. The proposition to be voted on shall appear on the ballot as follows:

Shall the following be adopted?

Shall a retailers' sales tax in the amount of one-percent (1.0%) be levied in the City of St. John, Kansas to take effect on January 1, 2017 or as soon thereafter as such tax may be levied by the Kansas Department of Revenue, and shall be collected for a period of ten (10) years from the effective date of the retailers' sales tax, with revenue from such tax used to fund general governmental services provided by the City, which may include but is not limited to, economic development purposes and infrastructure projects in the City of St. John, Kansas, all pursuant to K.S.A. 12-187 *et seq.*, as amended?

Section 4. The Stafford County Clerk is authorized to and shall give notice of the election by publishing a Notice of Election (in substantially the form attached to this Resolution as Exhibit A) once each week for two consecutive weeks in a newspaper of general circulation in the City, as provided in K.S.A. 12-187 *et seq.* and K.S.A. 10-120, with the first publication to be not less than twenty-one (21) days prior to the date of the election. The vote at the election shall be by ballot and the proposition approved by this Resolution shall be printed on the ballot with the voting instructions required by law.

Section 5. This Resolution shall take effect from and after its adoption by the Governing Body of the City and publication one time in the official city newspaper.

ADOPTED AND APPROVED by the Governing Body of the City of St. John, Kansas on April 19th, 2016.

CITY OF ST. JOHN, KANSAS

By _____
Juliann Owens, Mayor

ATTEST:

By: _____
LaDona Garcia, City Clerk

Exhibit A
To Resolution No. 2016-07
NOTICE OF SPECIAL QUESTION ELECTION

TO ALL QUALIFIED ELECTORS OF THE CITY OF ST. JOHN, KANSAS:

Notice is given by the Governing Body of the City of St. John, Kansas and the County Election Officer of Stafford County, Kansas that a special question election will be held in the City of St. John, Kansas on August 2, 2016, for the purpose of voting on the question of levying a city retailers' sales tax in the amount of one-percent (1.0%) on retail sales consummated within the City of St. John, Kansas, according to the provisions of K.S.A. 12-187 *et seq.* If approved, the retailers' sales tax will begin on January 1, 2017 or as soon thereafter as the tax may be levied by the Kansas Department of Revenue, and shall continue for a period of ten years (10) from the effective date of the retailers' sales tax. The revenue received by the City will be used for public purposes as described in the ballot question. If approved by a majority of the electors voting such tax shall be collected by the Kansas Department of Revenue, and the revenue returned to the City of St. John, Kansas.

The polls will be open for voting between ____ a.m. and ____ p.m. on August 2, 2016 at the following places:

[To be supplied by county clerk]

The proposition to be voted on shall appear on the ballot as follows:

Shall the following be adopted?

Shall a retailers' sales tax in the amount of one-percent (1.0%) be levied in the City of St. John, Kansas to take effect on January 1, 2017 or as soon thereafter as such tax may be levied by the Kansas Department of Revenue, and shall be collected for a period of ten (10) years from the effective date of the retailers' sales tax, with revenue from such tax used to fund general governmental services provided by the City, which may include but is not limited to, economic development purposes and infrastructure projects in the City of St. John, Kansas, all pursuant to K.S.A. 12-187 *et seq.*, as amended?

Yes _____

No _____

To vote in favor of any question submitted upon this ballot, make a cross or check mark in the square to the right of the word "Yes;" to vote against it, make a cross or check mark in the square to the right of the word "No."

Dated _____, 2016.

By: _____
Nita Keenan, Stafford County Clerk

Troy Hanson moved to approve Resolution 2016-07 which will submit to the qualified electors of the City of St John the proposition of levying a one percent (1.0%) retailers' sales tax to fund general services of the city, including but not limited to economic development projects and city infrastructure.

NEW BUSINESS-

Aaron Koehn with VonFedt, Bauer, & VonFeldt, Chtd presented the City's 2015 Audit. There was discussion between Aaron and Council.

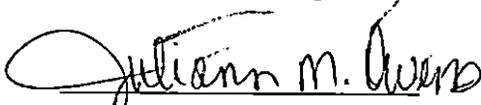
Mark Bryant move to approve the 2015 audit as presented. Seconded by Marshal Sanders. No Discussion. Motion Carried 5-0.

Garcia presented Ordinance 1036 which replaces Ordinance #1005 about the Net Metering Policy & Procedure for Customer-Owned Renewable Energy Resources.

Troy Hanson moved to approve Ordinance #1036 which replaces Ordinance #1005 on the Net Metering Policy & Procedure for Customer-Owned Renewable Energy Resources as writing. Seconded by Marshal Sanders. No Discussion. Motion Carried 5-0

With no further business Mark Bryant moved to adjourn the meeting at 8:15pm. Seconded by Marshal Sanders. No discussion. Motion carried 3-2. Troy Hanson and Bobby Sjimatzé opposed.

Next regular council meeting will be Tuesday, April 19, 2016 at 7:00 pm.


Juliann M Owens, Mayor


LaDona S Garcia, City Clerk