

City of Victoria

Council Minutes

February 20, 2012

Regular Meeting

The Governing Body of the City of Victoria met in regular session on February 20, 2012 at 5:30 PM in Council Chambers of City Hall.

**Roll Call**

Council Members Jerry Brungardt, Jan Piesker and Kenneth Pfeifer present.

Absent Leroy Schmidtberger.

**Presiding**

The Honorable Mayor Curtis B. Unrein.

**Also Present**

Police Chief Cole Dinkel, City Attorney Don Hoffman, Erica Dinges, Aaron White, Joel Mueller, Wilber Denning, City Superintendent Julius Windholz and City Clerk Mary Pfeifer.

**Minutes**

Minutes of the January 16, 2012 regular meeting and the minutes of the February 6, 2012 special meeting were presented for review. Motion by Jerry Brungardt, second by Jan Piesker to approve the minutes as submitted.

Vote: 3 Ayes 0 Nays, Motion declared carried.

Minutes from the Victoria Housing Authority, Victoria Rec Commission and Victoria Volunteer Fire Department were also reviewed.

## **Warrant Ordinance A-02-12**

Ordinance A-02-12 consisting of bills against the City for the month of January was presented for review. Motion by Jan Piesker, second by Kenneth Pfeifer that Ordinance A-02-12 be approved and all bills paid.

Vote: 3 Ayes 0 Nays, Motion declared carried.

## **Agenda**

Motion by Jerry Brungardt, second by Jan Piesker to approve the agenda as presented.

Vote: 3 Ayes 0 Nays, Motion declared carried.

## **Ellis Co. Coalition Update**

Aaron White with the Ellis County Coalition for Economic Development gave a note of thanks for the donation to the coalition. White also gave an update on what is happening with the coalition and future goals.

## **Police Department Report**

Police Chief Cole Dinkel gave his department report. Training has been booked for the coming year. The police department will need to implement a policy on racial profiling that is mandated by the state. City Attorney Hoffman will review the policy and have a resolution ready for the next council meeting. Dinkel would also like to see an ordinance put in place for the shooting range. Hoffman will work on one for the next meeting.

## **Wilber Denning**

Wilber Denning spoke with council about the letter he received concerning his property at 711 Main Street. He is selling the property and the new owner is planning on improving the property.

## **City Superintendent Report**

City Superintendent Julius Windholz gave his department report. Windholz checked into prices for the flashing lights in the school zone. They would cost between \$10,000 to \$12,000. The lights would have to have separate electrical meters.

5:56 Councilman Leroy Schmidtberger entered council chambers.

Chief Dinkel suggested a portable flashing light. Windholz will check into what is available that would be portable. Windholz inquired what council is planning on doing as far as street replacement is concerned. He also let council know that the parking lot at the health facility needs to be replaced. Windholz felt that the city employees could replace the parking lot concrete. He will check into what specs would be needed for the parking lot.

## **Unfit Structure**

Council reviewed the letter that was sent from the property owner at 811 Cedar. The owner would like 36 months to have the structure demolished. Consensus of the council was to reply giving the owner 6 months to do something with the structure.

## **Ordinance B-525**

AN ORDINANCE AMENDING THE ZONING REGULATIONS OF THE CITY OF VICTORIA, KANSAS, AS ORIGINALLY ADOPTED BY ORDINANCE NO. B-421, AND INCORPORATING AS A PART THEREOF AN AMENDMENT TO SECTION 4-102C TO ADD A CONDITIONAL USE TO THE R-1 SINGLE-FAMILY RESIDENTIAL DISTRICT.

Thereupon, Council Member Jerry Brungardt moved that said Ordinance be passed. The motion was seconded by Council Member Kenneth Pfeifer. Said Ordinance was duly read and considered, and upon being put, the motion for the passage of said Ordinance was carried by the vote of the Governing Body, the vote being as follows:

Yes: Jerry Brungardt, Kenny Pfeifer, Jan Piesker, Leroy Schmidtberger

No: None

Thereupon Mayor Unrein declared said Ordinance duly passed and the Ordinance was then numbered Ordinance No. B-525 and was signed and approved by the Mayor and attested by the City Clerk. The City Clerk was directed to publish the Ordinance one time in the official newspaper of the City.

## **Health Facility Sign**

The sign at the health facility will be replaced. It will be renamed the Vernon L. Berens EMS facility. Rick Rupp will submit some design replacements. The new sign will also include the police department and health clinic. Mayor Unrein will speak with Via Christi/St. John's about helping defray the cost of the new sign. Council also would like an update at the next meeting from Via Christi/St. John's about the health clinic.

## **City Council Appointment**

City Clerk Pfeifer proceeded with administering the oath of office to newly appointed Council Member Erica Dinges.

## **Fire Department Elections**

The Victoria Volunteer Fire Department held their yearly elections. Motion to appoint Verlin Hammerschmidt as Fire Chief, Leon Wellbrock as Assistant Fire Chief and Kami Weber as Secretary by Leroy Schmidtberger, second by Jan Piesker.

Vote: 5 Ayes 0 Nays, Motion declared carried.

## **Resolution C-276**

Motion by Jerry Brungardt, second by Leroy Schmidtberger to approve and adopt Resolution C-276 requesting the Director of Accounts and Reports to waive the requirements of K.S.A.-1120a(a) as they apply to the City of Victoria for the calendar year ending December 31, 2012.

Vote: 5 Ayes 0 Nays, Motion declared carried.

## **CCMFOA Conference**

Consensus of the council was to have the city clerk attend the CCMFOA Conference in Wichita, March 14 thru 16.

## **Contractor's License Application**

A contractors license application was submitted for approval by Continental Siding. All items being in order, Motion by Leroy Schmidtberger, second by Erica Dinges to approve the contractors license application submitted by Continental Siding.

Vote: 5 Ayes 0 Nays, Motion declared carried.

## **VIP Donation**

Victoria's Interested Parents (VIP) requested a donation from the city for project prom. Motion by Leroy Schmidtberger, second by Jan Piesker to donate \$100.00 to VIP for project prom.

Vote: 5 Ayes 0 Nays, Motion declared carried.

## **Pool Lift**

The city needs to be ADA compliant at the swimming pool by purchasing a pool lift. Prices will be checked into for the next meeting.

### **Ellis County Coalition Representative**

The Ellis County Coalition for Economic Development would like a representative from the City of Victoria. Ivan Werner's name was mentioned. Councilmember Jerry Brungardt will get in touch with Werner to see if he would be willing to serve on their board.

### **Planning Commission Resignation & Appointment**

Brenda Schmidtberger has resigned from the Planning Commission. Glenn Unrein has agreed to serve in her place. Motion by Jan Piesker, second by Jerry Brungardt to accept Brenda Schmidtberger's resignation and appoint Glenn Unrein to the Planning Commission.

Vote: 5 Ayes 0 Nays, Motion declared carried.

### **Pool Manager Resignation**

Maria Dinkel submitted her resignation as the pool manager. An ad will be placed to find a replacement. Motion by Leroy Schmidtberger, second by Kenneth Pfeifer to accept Maria Dinkel's resignation as the pool manager.

Vote: 5 Ayes 0 Nays, Motion declared carried.

### **Coin Operated License Application**

A coin operated machine license application was submitted by Gambino's Pizza. Motion to approve the coin operated machine license application from Gambino's Pizza by Jan Piesker, second by Leroy Schmidtberger.

Vote: 5 Ayes 0 Nays, Motion declared carried.

### **Executive Session**

7:00 PM Motion to go into executive session for discussion prior to acquisition of real estate and include City Attorney Don Hoffman and City Clerk Mary Pfeifer for 1 minute by Jerry Brungardt, second by Leroy Schmidtberger.

Vote: 5 Ayes 0 Nays, Motion declared carried.

### **Regular Session**

7:01 PM Motion to return to regular session by Jan Piesker, second by Jerry Brungardt.

Vote: 5 Ayes 0 Nays, Motion declared carried.

### **Returned Check Fee**

The city currently charges \$6.00 for a returned check fee. City Attorney will have an ordinance ready for the next meeting increasing the fee to \$30.00.

### **Cell Phone Drop Box**

Council felt there would not be enough participation to have a drop box for used cell phones located in city hall.

### **Street Light Replacement**

Midwest energy can no longer find replacement parts for the city street lights. There are two options, lights that look like the ones the city currently has with an additional cost of \$10.00 per month or street lights with an amber cast for an additional cost of 0.14 per month. They both put out the same amount of light. Consensus of the council was to start replacing street lights that go out with the amber colored lights.

### **Candy Machine**

An individual inquired as to whether he could place a candy machine in city hall. Consensus of the council was to not allow this.

### **Adjournment**

All business on hand having been discussed, Motion to adjourn the meeting by Leroy Schmidtberger, second by Erica Dinges.

Vote: 5 Ayes 0 Nays, Motion declared carried.

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Curtis B. Unrein, Mayor

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Mary Pfeifer, City Clerk