

City of Victoria
Council Minutes

August 15, 2016
Regular Meeting

Page 1

The Governing Body of the City of Victoria met in regular session on August 15, 2016 at 5:30 PM in Council Chambers of City Hall.

- Roll Call** Council Members Jerry Brungardt, Leroy Schmidtberger, Erica Dinges and Dustin Schumacher present.
- Presiding** The Honorable Mayor Jerry Kanzenbach.
- Also Present** Nancy Piatt, Police Chief Cole Dinkel, Jim Pfanenstiel, Donna Hill, Jolene Younger, Harland Rupp, Curtis Unrein, Rex Ball, James Robben, City Attorney Don Hoffman, City Superintendent Brad Schmidtberger, and City Clerk Mary Pfeifer.
- Newly appointed councilmember Dave Gagnon took his Oath of Office.
- Minutes** Minutes of the July 18, 2016 regular meeting and the August 4, 2016 special meeting were presented for review. Motion by Leroy Schmidtberger, second by Jerry Brungardt to approve the minutes as submitted.
Vote: 5 Ayes 0 Nays, Motion declared carried.
- Minutes from the Victoria Volunteer Fire Department were also reviewed.
- Warrant Ordinance A-08-16** Ordinance A-08-16, consisting of bills against the City for the month of July was presented for review. Motion by Leroy Schmidtberger, second by Dustin Schumacher that Ordinance A-08-16 be approved and all bills paid.
Vote: 5 Ayes 0 Nays, Motion declared carried.
- Agenda** Motion by Leroy Schumacher, second by Jerry Brungardt to approve the agenda with modifications of ordinance for annexation, First Care Flyer, Luecke Plat, Water Board update and Charter Ordinance for appointment.
Vote: 5 Ayes 0 Nays, Motion declared carried.
- Street Light** Donna Hill spoke with council about the possibility of adding a street light across the street of her residence at 808 Cedar Street. The City will check into the process of getting a street light put up at that location.
- Water Board Update** Water Board Members Curt Unrein and Harland Rupp gave an update on searching for an outside water source. A meeting will be scheduled with engineers for input on the current well field.
- Police Department Report** Police Chief Cole Dinkel has been researching a replacement patrol pickup. The city is able to purchase a Dodge Ram for \$27,444.73 and this was the lowest price Dinkel found with the options available. Motion by Jerry Brungardt, second by Leroy Schmidtberger to purchase the Dodge Ram pickup for \$27,444.73 this year.
Vote: 5 Ayes 0 Nays, Motion declared carried.

- Former Rest Home** The current condition of the former Rest Home was also discussed. City Attorney Don Hoffman will send a letter to the current owners requesting repair or demolition of the building.
- ATV Street Allowance** Dinkel also brought up the issue of 4-wheelers and RTV's being allowed on city streets. More research on how it has worked in other cities allowing their use will be checked into and discussed at the next meeting.
- City Superintendent Report** City Superintendent Brad Schmidtberger gave his department report. Went over what personnel has been working on. Schmidtberger and Nuss will be attending trenching and shoring classes in Colby with hands on training. Schmidtberger has checked into new tires for the loader. Motion to purchase replacement tires for the loader from Robben Oil by Leroy Schmidtberger, second by Jerry Brungardt.
Vote: 5 Ayes 0 Nays, Motion declared carried.
- Grant Street Repair** Brad went over the estimates for a RTV and replacement mower he had received from Rad-ke Implement and Carrico Implement. Council would like to see additional bids for a John Deere mower with zero turn for the next meeting. The J-Corp bid to repair Grant Street was \$120,965.00. Motion to approve the J-Corp bid for \$120,965.00 by Leroy Schmidtberger, second by Jerry Brungardt.
Vote: 5 Ayes 0 Nays, Motion declared carried.
- 2017 Budget Requests** Superintendent Schmidtberger went over the estimate for a dump trailer. Consensus of the council was to wait until 2017 to purchase one and they would like to see paper estimates from different vendors for the trailer. Replacement generators will cost the city around \$56,603.74 for new ones. Used generators can be purchased for about 40% of the cost of a new one.
- 2017 Budget Review** Rex Ball reviewed the discussion draft for the 2017 budget. Pointed out some items of concern. The public hearing for the budget is scheduled for August 30, 2016 at 5:30 along with the audit report.
- Luecke Plat** Motion to approve the Plat submitted by the Lueckes by Jerry Brungardt, second by Leroy Schmidtberger.
Vote: 5 Ayes 0 Nays, Motion declared carried.
- 7:30 PM Councilmember Leroy Schmidtberger left council chambers.
- Ordinance B-549** AN ORDINANCE FOR THE CITY OF VICTORIA PROVIDING FOR MOBILE FOOD VENDORS, THE LICENSING THEROF, AND PROVIDING RULES AND REGULATIONS FOR THE BUSINESS OF MOBILE FOOD VENDORS, ALL AS PROVIDED IN CHAPTER 5, ARTICLE 4, OF THE CODE OF MUNICIPAL ORDINANCES FOR THE CITY OF VICTORIA
- Thereupon, Council Member Erica Dinges moved that said Ordinance be passed. The motion was seconded by Council Member Dustin Schumacher. 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:

Thereupon, Council Member Erica Dinges moved that said Ordinance be passed. The motion was seconded by Council Member Jerry Brungardt. 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: Dave Gagnon, Jerry Brungardt, Erica Dinges, Dustin Schumacher.

No: None

Thereupon Mayor Kanzenbach declared said Ordinance duly passed and the Ordinance was then numbered Ordinance B-548 and then 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.

**First Care
Flyer**

First care flyer would like to insert a flyer with the next city newsletter. Consensus of the council was to allow the flyer

**Ordinance
B-548**

AN ORDINANCE REGULATING PUBLIC OFFENSES WITHIN THE CORPORATE LIMITS OF THE CITY OF VICTORIA, KANSAS: INCORPORATING BY REFERENCE THE "UNIFORM PUBLIC OFFENSE CODE FOR KANSAS CITIES," EDITION OF 2016, AND REPEALING ORDINANCE NUMBER B-542.

Thereupon, Council Member Erica Dinges moved that said Ordinance be passed. The motion was seconded by Council Member Jerry Brungardt. 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: Dave Gagnon, Jerry Brungardt, Erica Dinges, Dustin Schumacher.

No: None

Thereupon Mayor Kanzenbach declared said Ordinance duly passed and the Ordinance was then numbered Ordinance B-548 and then 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.

**Ordinance
B-547**

AN ORDINANCE REGULATING TRAFFIC WITHIN THE CORPORATE LIMITS OF THE CITY OF VICTORIA, KANSAS: INCORPORATING BY REFERENCE THE "STANDARD TRAFFIC ORDINANCE FOR KANSAS CITIES," EDITION OF 2016, WITH CERTAIN OMISSIONS PROVIDING CERTAIN PENALTIES AND REPEALING ORDINANCE NUMBER B-543.

Thereupon, Council Member Erica Dinges moved that said Ordinance be passed. The motion was seconded by Council Member Dustin Schumacher. 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: Dave Gagnon, Jerry Brungardt, Erica Dinges, Dustin Schumacher.

No: None

Thereupon, Mayor Kanzenbach declared said Ordinance duly passed and the Ordinance was then numbered Ordinance B-547 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.

- City Treasurer Position** The League of Kansas Municipalities informed the council that the Treasurer and City Clerk cannot be the same person. The city will look into getting a copy of a job position ad from another city.
- Sales Tax** Mayor Kanzenbach would like council to think about adding an additional sales tax once the city is no longer receiving the sales tax income from the county.
- LMI Survey** The LMI survey was reviewed. There has not been enough of the survey's returned. City Clerk Pfeifer will look into what the totals for the previous survey were.
- Alumni Donation** Motion by Jerry Brungardt, second by Dustin Schumacher to donate \$100.00 to the Victoria Alumni Association.
Vote: 5 Ayes 0 Nays, Motion declared carried.
- Executive Session** 7:43 PM Motion to go into executive session for 5 minutes for the evaluation of City Superintendent Brad Schmidtberger and include City Attorney Don Hoffman and Schmidtberger by Jerry Brungardt, second by Dave Gagnon.

Councilmember Erica Dinges left council chambers.
- Regular Session** 7:48 PM Motion to return to regular session by Dustin Schumacher, second by Dave Gagnon.
Vote: 3 Ayes 0 Nays, Motion declared carried.

Erica Dinges entered council chambers.
- Salary Increase** Motion by Dustin Schumacher, second by Jerry Brungardt to increase the salary of City Superintendent Brad Schmidtberger to \$22.50 per hour.
Vote: 2 Ayes 1 Nay 1 Abstain, Motion declared carried.
- Modifications** The modifications to the agenda will be addressed at the next meeting.
- Adjournment** All business on hand having been discussed, Motion to adjourn by Dave Gagnon, second by Dustin Schumacher.
Vote: 4 Ayes 0 Nays, Motion declared carried.

Jerry Kanzenbach, Mayor

Mary Pfeifer, City Clerk