

## CITY OF IOLA

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A special called meeting of the City Council of the City of Iola was held on August 9, 2012 at 5:30 p.m., at the City Hall, 2 W Jackson Street, Iola, Kansas. The purpose of the meeting was for the reconsideration of Cedarbrook property water usage

### **CALL MEETING TO ORDER**

Mayor Shirley called the meeting to order at 5:30 p.m.

### **ROLL CALL**

Mayor Shirley, Council Members Becker, Stewart, French, Kilby and Franklin were present. Also present was, Administrator Slaugh, Attorney Apt and City Clerk Hutton. Council Members Wicoff, Rowe and Callahan were absent.

### **CEDARBROOK PROPERTY WATER USAGE**

Mayor Shirley noted that the reason we were reconsidering the request was because two council members who thought that permission was given to Cedarbrook to go ahead with digging out the pond, had contacted him.

- Larry Macha from Cedarbrook Golf Course was present to let the council know that they want to dredge the pond, so that they could fill it up with wholesale water district water so that when the water is restricted due to the drought they would have a stockpile of water to water the greens. This will be done at no cost to the city.
- The plan is to put the soil up on the dam to make it higher so that it will hold the water in when it does finally rain.
- Mr. Macha noted that it is good topsoil and would be able to be mowed with a bush hog if anything grew out of it.
- Council Member French noted that he understood that the council had given him permission to dredge the pond as long as there was an addendum to the plan. He noted that Macha would dredge the pond at his expense and refill it if it were to no longer function as a golf course or if the city needed it for future development. The current agreement expired in 2011.
- Assistant Administrator Schinstock noted that the soil would need to be seeded or rock added so it doesn't wash away. He noted that it was not good soil and grass would not grow in it.
- Larry Macha stated that he would like the addendum to show that they could use the watering system, which would include the ponds until the golf course no longer existed or until the city needs the land for development.
- Larry Macha noted that the reason that they emptied the other two ponds and started laying the water lines is because they were in an emergency to get water so they would not lose the greens. That is why they didn't go through the proper channels to obtain permission from the city.
- Council Member Becker noted that if Macha was willing to dredge the pond at his expense the city should allow him to, however the shale should be removed from the site.

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- Motion made by Council Member French and seconded by Council Member Franklin to approve the dredging of the ponds with Attorney Apt and Larry Macha working together, drawing up an addendum to the current agreement. They will have use of the water in the ponds as long as Macha owns the business or until the city or a private industry needs the land for future development. All permits that are required by the city must first be obtained and dig safe must be called. All in favor of the motion. Motion carried.

**ADJOURNMENT**

**5:47 p.m.** Motion made by Council Member Stewart and seconded by Council Member Kilby to adjourn the meeting. The vote was five ayes. As the vote was unanimous, the meeting was declared adjourned.

Approved by the City Council of the City of Iola, Kansas this 27<sup>th</sup> day of August 2012.

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Mayor, William A. Shirley

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City Clerk, Roxanne Hutton