

CLEARWATER CEMETERY DISTRICT

Clearwater Cemetery District
Board Meeting
July 9, 2026
6:30 PM, City Hall

1. Call to Order

Board member Ussery called the meeting to order at 6:30 p.m.

2. Roll Call

Burt Ussery, Mayor City of Clearwater, David Loos, Trustee Ohio Township were present, and Tim Erwin, Trustee Ninnescah, Township was present.

Others present: Mike Weakley, Sexton and Courtney Zollinger, City Administrator.

3. Approval of Agenda

MOTION: *Ussery* moved, *Loos* seconded to approve the agenda as presented. Voted and passed unanimously. 3-0

4. Consent Agenda

- a. Minutes 06/11/2026
- b. June Accounts Payable
- c. June Receipt Report
- d. July Payroll

MOTION: *Ussery* moved, *Loos* seconded to approve the consent agenda as presented. Voted and passed unanimously. 3-0

5. Reports

- 8 burials last month and 1 headstone marking.
- One tree has died. Mike is monitoring the other trees, but all others still look good. We have received a quote to replace it from Woods Tree Farm
- The Dodge work truck was taken to Tru2U Automotive because it wouldn't start. The ignition switch needed cleaned and codes cleared. Cost to maintenance was \$130.50.
- Mike placed the gas tank with pump on Gavel Roads. It was sold for \$391.50.
- We are purchasing signs that say Do Not Drive on Grass to remind people not to go off road. We will also be purchasing Not and Exit sign for the paths that have closed gates. Cost is under \$500

MOTION: *Ussery* moved, *Erwin* seconded to accept the reports as presented. Voted and passed unanimously. 3-0

6. Business

- a. **Replace Dead Tree** – The Cemetery has lost only one tree this year, a crabapple. The cost to replace it will be \$705.50. Bev Woods suggests to replace it in the fall.

MOTION: *Loos* moved, *Ussery* seconded to approve the purchase of the replacement tree with Woods Tree farm. Voted and passed unanimously. 3-0

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b. **Purchase Flags and Memorial Markers** - Mike Weakley would like to purchase 3 – 5 x 8 flags for stock, and replenish the stock on aluminum grave markers. The cost for the flags will be around \$260. The grave markers (24 qty) will be around \$860. Total purchase amount \$1,120

A boy scout has reached out to the Cemetery District and will attend the August meeting to propose a fundraiser for new flags at the Cemetery.

The Board took no action and will table the discussion until the next meeting.

- c. **2027 Budget** – The board discussed whether to exceed the revenue neutral rate or not for the 2027 budget. The County Clerk must be notified by July 20th.

MOTION: *Ussery* moved, *Erwin* seconded to not exceed the RNR for the 2027 budget. Voted and passed unanimously. 3-0

- d. **Reorganization Resolution** – The board didn't have any questions about the resolution. Erwin stated that the Ninnescah Township likes the current setup with Ohio Township in it. Ussery stated if adopted the resolution will be sent to the County Election Office where Laura Rainwater is waiting for the information. Since the resolution was not adopted earlier in the year there was not an opportunity for someone to sign up to run and be on the ballot. There will be a line on the November ballot for a spot on the Clearwater Cemetery District. The person must live in the Ninnescah Township to qualify to sit on the board.

MOTION: *Ussery* moved, *Loos* seconded to adopt Resolution 01-2026 A RESOLUTION OF THE CLEARWATER CEMETERY DISTRICT, CLEARWATER, KANSAS, REGARDING REORGANIZATION OF DISTRICT BOUNDARIES AND RELATED MATTERS as presented. Voted and passed 2-1 (Erwin voted No).

The Ohio Township has been removed from the Cemetery District. Both Erwin and Ussery thanked Loos for his contribution. Ussery stated that either he or Erwin has a candidate to fill the vacancy until the end of the year to bring them to the next meeting for a vote and appointment.

- e. **Change Monthly Meeting Time** - The Cemetery District Board currently meets at 6:30. City Hall closes at 4:00pm and City staff is requesting the board to consider changing the meeting time to 6:00pm so there is less time in between end of workday to meeting time. Erwin and Ussery were agreeable to make the change.

MOTION: *Ussery* moved, *Erwin* seconded to change the meeting time to 6pm starting in August. Voted and passed unanimously. 2-0

- f. **Other Business** – No other business

7. **Executive Session** – No Executive Session

8. **Comments** – No other comments

9. **Adjournment**

With there being no further business the meeting was adjourned at 6:54 p.m.

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RESOLUTION NO. 01-2026

A RESOLUTION OF THE CLEARWATER CEMETERY DISTRICT, CLEARWATER, KANSAS, REGARDING REORGANIZATION OF DISTRICT BOUNDARIES AND RELATED MATTERS

WHEREAS, the Clearwater Cemetery District (“the District”) has reviewed its current boundaries and governance structure; and

WHEREAS, the District and Ohio Township have discussed the appropriate alignment of cemetery services, ownership, and responsibilities; and

WHEREAS, the District has determined that certain changes are necessary to clarify governance, ownership, and future service expectations.

NOW, THEREFORE, BE IT RESOLVED, that as authorized by SB 396, the Board of Directors of the Clearwater Cemetery District, Clearwater, Kansas, that:

1. Current District Boundaries

The District, which includes;

- a. City of Clearwater (Clearwater Cemetery, 1st Add, 2nd Add, 3rd Add, the new addition)
- b. Ninnescah Township (Harrington Cemetery and Ruby Cemetery)
- c. Western half of Ohio Township (Noel Cemetery – currently titled to the City of Clearwater).
- d. Property owned by the District.

2. Reorganization of District Boundaries

The District hereby agrees to reorganize the District boundaries to exclude Ohio Township from the District. Upon adoption of this Resolution and completion of all required statutory procedures, Ohio Township shall no longer be included within the District.

3. Composition of the Reorganized Cemetery District Board

The reorganized District shall have a three-member board of trustees: one member representing the City of Clearwater, one member representing Ninnescah Township, and one at-large member. The third at-large member shall be initially elected by the existing board of trustees at the next meeting of the board following the adoption of this Resolution. The third at-large member shall then stand for election on a nonpartisan basis by the voters of the district at the 2026 regular election and every four years thereafter. The third member may reside in either the city of Clearwater or Ninnescah township and shall represent the entire district.

4. Ownership of Noel Cemetery

Noel Cemetery shall remain titled to the City of Clearwater. The cemetery shall not be transferred to Ohio Township, and ownership will remain unchanged under this

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Resolution. Full responsibility for the cemetery will remain with the District.

5. Financial Compensation to Ohio Township

Ohio Township shall not receive any financial compensation, reimbursement, or distribution of property, assets, or funds from the District as a result of this reorganization.

6. Cemetery Purchase Pricing Considerations for Ohio Township Property Owners

Property owners in Ohio Township who have paid taxes into the District at the time of this Resolution shall receive in-district pricing, if such pricing still exists, for a period of twenty-four (24) months following adoption. After the 24-month period, all residents of Ohio Township shall be considered out-of-district.

ADOPTED by the Board of Directors of the Clearwater Cemetery District on this _____ day of _____, 2026.

Chairperson

Board Member

Board Member

Secretary