

Regular Meeting
City Hall, Marysville, Kansas-January 13, 2020

Members of the Governing Body of the City of Marysville were called to order in regular session at 7:00 p.m. on the date and place noted above with Mayor Grund in the chair. City Attorney Olsen, City Administrator St. John and City Clerk Holle were also present.

After the Pledge of Allegiance, roll call was answered by the following council members: Pippia, Graham, Hughes, Frye, Schroller, Throm and Barnes. A quorum was present.

The minutes from the December 23rd regular meeting which was recessed until December 30th were presented for approval. CM Throm moved, CM Barnes seconded to approve the minutes as amended. Motion carried by 7-0 voice vote.

ELECTION CERTIFICATION. CC Holle read the election certification from Marshall County. The results are: Mayor, Jason Barnes; Treasurer, Kenneth Kickhaefer; Council Ward 1, Gina Graham; Council Ward 2, Keith Beikman; Council Ward 3, Kevin Throm; Council Ward 4, Todd Frye. CA St. John thanked Carla Grund for her service to the community as a council member and as the mayor and presented her with a plaque. He also thanked Darlene Boss for her service as a council member and Carla took Darlene's plaque as Darlene was absent from the meeting.

New governing body took their seats. CC Holle read the oath of office to the newly elected council members and Mayor Barnes.

PUBLIC COMMENTS:

BUSINESS AND DISCUSSION ITEMS:

- 1. RESOLUTION OF SUPPORT-LEGAL HOLIDAY HONORING NATIVE AMERICAN INDIANS.** CC Holle presented a request from Merle Whiteside for the City to send a resolution of support to him to take to the U.S. Congress. Mr. Whiteside would like the U.S. Congress to create a legal holiday honoring the Native American Indians. CM Frye moved to have the City Clerk write a resolution of support for a legal holiday honoring the Native American Indians, CM Beikman seconded. Motion passed unanimously.
- 2. HOURS AT THE WOODEN PLAY STRUCTURE IN CITY PARK.** Due to a recent fire in the play structure at City Park the council discussed ways to improve security. CM Throm moved to set the hours in the wooden play structure from dawn to dusk daily with a fine of \$200 for violators. CM Frye seconded. Motion carried with a 6-1 voice vote. CM Hughes voted no. Council discussed adding more lighting around the playground and posting several signs with the new time.
- 3. USD 364 REQUESTS THE CITY WAIVE BUILDING PERMIT FEES ON NEW AG BUILDING.** Pam Dankenbring president of the USD 364 School Board asked the City to waive the building permit fee of approximately \$2,517.75 for the proposed new Ag Building on the High School Campus. The bid for the building has already been accepted by the School Board, but they are trying to reduce costs. The council discussed the building permit fees which were already included in the accepted bid. Pam Dankenbring and USD 364 Superintendent Denise Guy assured the council the contractor would reduce their fees by the building permit fee. CM

Throm moved to waive the building permit fee of \$2,517.75 if USD 364 can show the fee was reduced from the contractor's fees. CM Pippia seconded. Motion passed unanimously.

NOTICES AND HEARINGS. Mayor Barnes read a report from past CM Boss regarding the Planning & Zoning meeting January 9. The P&Z Commission approved the site plan for a proposed office building at 1111 Broadway and the USD 364 Ag Building. They also reviewed a proposed addition at 2221 North Street.

CONSENT AGENDA. The Consent agenda was presented for consideration. CM Throm moved, CM Frye seconded to approve the consent agenda. Motion carried unanimously. The Consent Agenda consisted of the following:

1. City Clerk's Report for December showed \$58,539.33 collected in receipts with a like amount being deposited with the City Treasurer.
2. Cash balances in funds as of December 31, 2019 were presented as well as outstanding debt and receivable balances. Revenue/Expenditure Budget Reports through December 2019 showed unadjusted accumulated revenues in the General Fund of \$2,592,416 or 105% of budget; Water Revenue Fund, \$888,722 or 98% of budget, Sewer Revenue Fund, \$787,998 or 102% of budget. Unadjusted statement of expenditures in the General Fund totaled \$2,448,645 or 86% of budget, Water Revenue Fund, \$875,122 or 61% of budget, and Sewer Revenue Fund, \$899,351 or 80% of budget.
3. Municipal Judge's Report for December showed \$2,600 being deposited with the City Treasurer and \$208 being forwarded to the State Treasurer for Judicial Branch Education, court costs and law enforcement training.

APPROPRIATIONS ORDINANCE NO. 3715

1. Claims against the funds of the City were submitted for Council consideration as follows: General Fund, \$72,221.17; Water Revenue Fund, \$11,738.59; Sewage Revenue Fund, \$8,518.48; Library Revolving, \$5,477.79; Swim Pool Sales Tax \$11,139.48; Koester Block Maintenance, \$654.60; Employee Benefit Fund, \$7,504.27; Transient Guest Tax, \$747.00; Sales Tax Improvements, \$33.32; making a total of \$118,034.70.
2. An appropriations ordinance was introduced and considered to honor claims against the funds of the City as audited by the Finance Committee. CM Throm moved, CM Beikman seconded to approve the appropriations ordinance totaling \$118,034.70. Motion to approve the appropriations ordinance carried by 7-0 roll call vote. City Clerk Holle assigned Ordinance No. 3715.

STAFF REPORTS:

CITY ADMINISTRATOR:

1. **ATTENDANCE AT 2020 CONFERENCES.** CA St. John presented 4 conferences he would like to attend in 2020 as follows: KRWA Annual Water Conference, March 24-26, Wichita;

KACM Spring Conference, April 23-24, Lawrence; LKM Annual Conference, Oct 10-12, Wichita; KACM Annual Conference, December 2-4, Great Bend. CM Beikman moved to approve the conferences, CM Throm seconded. Motion carried with a 7-0 voice vote. CM Frye asked CA St. John give reports following the conferences.

2. **LOCAL GOVERNMENT DAY JANUARY 22 IN TOPEKA.** CA St. John said he and Mayor Barnes and CM Pippia would be attending Government Day in Topeka and talking to our State Representatives and hearing a Legislative update on January 22. All other council members wishing to attend should contact him.
3. **FINANCIALS.** CA St John updated the governing body on the status of General Fund, Water Revenue Fund, Sewer Revenue Fund and Sales Tax Improvement Fund. The City has more than 90-days carryover in all funds. A master project list was also presented.
4. **LAGOON CELL 4 OVERFLOW.** CA St. John reported there had been an overflow on cell 4 at the lagoon. Earlier in the week a blockage had been removed between cell 2 and 3. This created an increase in the flow between cells. Cell 4 is the finishing cell and this water flows to the river. KDHE was contacted to report the overflow. We are awaiting KDHE's response.

STANDING COMMITTEE REPORTS:

STREET:

1. **N 9TH/CAROLINA.** CM Frye asked if the curve on N 9th and Carolina Street could be repaired in 2020. The City's street sealing equipment is too large to fit on the curve, so another method of repair will be used.

WATER & WASTEWATER:

1. **CONE ON MANHOLE AT 5TH/CAROLINA.** CM Throm asked if the City had addressed the problem at the corner of N 5th and Carolina Street. CA St. John said it was a problem with the manhole and would take some time to repair.

PARKS & RECREATION:

1. **WATER AVAILABLE OUTSIDE THE MAIN STREET BUILDING AT 604 BROADWAY.** CM Frye asked if the City could install water outside the City Building at 604 Broadway near the 7th Street Corridor for use at special events.

CEMETERY & AIRPORT:

POLICE & FIRE:

ADMINISTRATION & FINANCE:

1. **COUNCIL COMMITTEES.** CM Frye asked when the Council Committees would be set. Mayor Barnes said they will be addressed soon.

APPOINTMENTS: Mayor Barnes appointed the following positions to Planning & Zoning Commission with the Term November 2019-2022: Jared Argo, Lynn Runnebaum, Alternate: Derek Martin

Zoning Board of Appeals with the Term November 2019-2022: Jared Argo.

Ward 3 Councilmembers with the Term January 2020-December 2021: Colleen Behrens.

CM Frye moved, CM Throm seconded to approve the mayor's appointments. Council discussed conflict of interest. Motion carried 6-1 vote. CM Schroller voting no.

CITY ATTORNEY:

EXECUTIVE SESSION: At 7:58 p.m. CM Throm moved, CM Schroller seconded to recess in executive session pursuant to property acquisition exception K.S.A. 75-4319(b)(6) which included the Governing Body, CA St. John and City Attorney Olsen. The meeting would resume in the City Council chambers at 8:15 p.m. Motion carried unanimously. At 8:15 p.m. council reconvened. Mayor Barnes reported no action was taken during the executive session and the regular session was continuing.

ROUND TABLE DISCUSSION:

1. **WORKSHOP FEBRUARY 3.** Mayor Barnes suggested the Council hold a workshop February 3 to organize and set priorities for the year.
2. **MAYOR'S ROLE AND DUTIES.** Mayor Barnes suggested the Governing Body define the role and duties of mayor. The duties and responsibilities vary in the City Code, the Governing Body Handbook as compared to the LKM Governing Body Handbook and it would be helpful if these variances could be reconciled.
3. **PRESS TABLE.** Mayor Barnes asked if the council would agree to allow the press to sit by the Chamber Horseshoe or in the front row as they had been in the past. CM Beikman said he was in favor of allowing them at the Horseshoe. After council discussion, staff will set a table for the press in the front of the audience. Mayor Barnes suggested the council members be sat at the Horseshoe according to their ward.
4. **PAY PER MEETING.** Mayor Barnes said it had been suggested to him the Council be paid per meeting with 4 workshops included. The council will consider this at a later meeting.
5. **AGENDA PACKETS OUT OF THURSDAY.** Mayor Barnes said he liked the agenda packets printed on Thursday to give the Governing Body more time to review the items. Staff will try to print the packets on Thursdays. CM Schroller asked if Highlights had been sent out

on Friday. CA St. John said no Highlights had been sent on Friday and if a Friday was missed the Highlights would be sent the following Friday.

6. **ADDITIONAL STOPLIGHT AT 20TH AND PONY EXP HIGHWAY.** CM Beikman said when the sun is going down it is difficult to see the stoplight at 20th Street and Pony Express Highway. He asked what the cost would be to add an additional light. CA St. John will follow up.
7. **POLICY ON CLOSING CITY HALL.** CM Hughes asked if the City had a policy on closing City Hall and who would be here in case of an emergency. CA St. John said according to the policy the police would open city hall.
8. **WELCOME NEW MEMBERS.** CM Frye welcomed the new members and positions on Council.
9. **CHRISTMAS LIGHT UP WINNERS.** CM Schroller suggested the winners of the Light Up Marysville contest leave their lights on thru the next weekend to allow people to view the winner's lights.
10. **TABLED ITEMS.** CM Schroller asked if incomplete items could be listed on the agenda as they had been in previous years. CA St. John said those were no tabled items and there are note at this time.

There being no further business, at 8:31 p.m. CM Frye moved to adjourn, CM Throm seconded. Motion carried unanimously.

Cindy Holle
City Clerk