

SPECIAL MEETING

City of Marysville, Marysville, Kansas, September 17, 2019

Members of the Governing Body of the City of Marysville were called to order in special meeting at 5:45 p.m., on the date and at the place noted above with Mayor Grund opening the meeting. City Clerk Holle, City Attorney Olsen and City Administrator St. John were also present.

The call, signed by six council members present, read as follows:

We, the undersigned councilmembers of the City of Marysville hereby respectfully request that you call a special council meeting of the members of the governing body of said City to be held at 5:45 p.m. on Tuesday, September 17, 2019 at City Hall for the following purpose: Discuss Eastside Sewer Assessments.

Council members answering present to roll call were: Graham, Pippia, Hughes, Frye, Schroller. and Barnes. Absent: Boss, and Throm. A quorum was present.

CM Frye moved to meet in executive session with CA St. John, City Attorney Olsen and the governing body beginning at 5:48 p.m. siting exception K.S.A. 75-4319(b)(2) attorney-client privilege to return at 6:18 p.m. CM Pippia seconded. Motion carried unanimously. At 6:18 p.m. council reconvened. Mayor Grund reported no action was taken during executive session and regular session was continuing.

Mayor Grund asked City Attorney Olsen to present research he has done on the City's behalf. CA Olsen said, "In looking at the Section 15-247 of the City Code of Ordinances that established the benefit fee on the properties that would fall under, could potentially fall under the Eastside Sewer Improvement District, it is my opinion that particular section of the code is no longer enforceable because its run its course. The duration of that fee has ended and therefore any properties that could potentially fall or previously would have fallen under that section of the code should not be assessed moving forward."

Mayor Grund said, "Based on the research done by our city attorney there should not be any more Eastside District Assessment of benefit fees and I would like a verbal yes by each council member that you agree with that statement." CM Pippia: Yes, CM Graham, Yes, CM Hughes: Yes, CM Frye: Yes, CM Schroller: Yes, CM Barnes: Yes. It is agreed by council individually, as well as in a group, that there will be no more assessment of those fees for the Eastside Sewer District area."

At 6:19 p.m., CM Frye moved, CM Pippia seconded to adjourn the meeting. Motion carried unanimously.

CINDY HOLLE
City Clerk