

Regular Meeting
City Hall, Marysville, Kansas-September 11, 2023

Members of the Governing Body of the City of Marysville were called to order in the regular session at 7:00 p.m. on the date and place noted above with Mayor Barnes in the chair. 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: Frye, Keating, Snellings, Beikman, Price, Behrens, and Throm. A quorum was present.

The minutes from the August 28th regular meeting were presented for approval. CM Throm moved; CM Price seconded to approve the minutes as presented. Motion carried by 7-0 voice vote.

PUBLIC COMMENTS:

- 1. CHAMBER MAIN STREET/CONVENTION & TOURISM REPORT.** Wayne Kruse Interim Director, Chamber Main Street/C & T, presented a report on August hotel occupancy, local attractions attendance and Squirrels Just Want to Have Fun event zip codes. The Council discussed how long the C&T/Chamber Main Street would be housed at 617 Broadway. It was a consensus this location would be used in the foreseeable future. C&T/Chamber Main Street would like to look for grants for a mural at this site. Black Squirrel Night will be October 26, Small Business Saturday will be November 25 and the Santa Parade will be December 2.

BUSINESS AND DISCUSSION ITEMS:

- 1. MASON STORM DRAIN REQUEST.** Dennis Mason presented a request to connect a 6-inch pipe to a 24-inch-wide catch basin placed in his yard at 1405 Debbie Lane. This will hopefully prevent water from pooling in his yard and washing down the hill. Dennis Mason's MOU states the City will have no liability if the pipe plugs and it causes damage to his property. Mason's will bear the cost to install and maintain the device and pipe and retain ownership of them. CM Frye moved to approve the MOU allowing the device and pipes which will connect to the City's storm sewer, CM Snellings seconded. Motion carried 6-0-1. CM Price abstained, the adjoining property at 1407 Debbie Lane is owned by his father.
- 2. COUNCIL EMPLOYEE PICNIC ALCOHOL REQUEST.** The City staff and City Council will have a family picnic in the City Park on September 23rd from 4:00 p.m. to 7:00 p.m. The City staff asks to barricade and consume alcohol during this event. CM Throm moved; CM Frye seconded to allow alcohol consumption in the barricaded area of City Park on September 23rd. Motion carried unanimously.
- 3. ORDINANCE 1923 WATER UTILITY.** Ordinance 1923 *AN ORDINANCE AMENDING SECTION 15-122, 15-123, 15-124, 15-125, 15-126 OF ARTICLE 1, CHAPTER XV, UTILITIES, OF THE 2020 CODE OF THE CITY OF MARYSVILLE, MARSHALL COUNTY, KANSAS.* This ordinance updates some verbiage in the code adding the 22nd as the due date. A minimum fee for hydrant meters placed on fire hydrants was added. CM Throm moved; CM Snellings seconded to approve Ordinance 1923. Motion carried 7-0.
- 4. RESOLUTION 2023-51 GAAP WAIVER.** CC Holle included in the agenda a resolution exempting the City from General Accepted Accounting Principles and the financial statements will be prepared on the basis of cash receipts for the year ending 2023. CM Throm moved to pass Resolution No. 2023-51 exempting the City from GAAP for 2023, CM Behrens seconded the motion. Motion carried unanimously.

- 5. CITY ADMINISTRATOR SEARCH PROPOSALS.** Three proposals to recruit a City Administrator were submitted. GHR (GovHR USA) Northbrook, Illinois presented a proposal for \$24,500; LEAPS (League of Kansas Municipalities) Topeka, Kansas presented a proposal for \$10,238; SGR (Strategic Government Resources) Keller, Texas presented a proposal for \$25,900. CM Frye moved; CM Throm seconded to hire SGR for \$25,900. Motion passed 7-0.

NOTICES AND HEARINGS:

- 1. RESOLUTION 2023-52 NUISANCE AT 900 N 8th STREET.** Code Enforcement Officer Stock presented pictures and the Notice of Violation for 900 N 8th Street owned by Cassie Sheetz and Christian Perez. Cassie Sheetz or Christian Perez did not request a hearing, nor did they appear on August 14, 2023. CM Throm moved, CM Keating seconded to approve Resolution 2023-52 setting a deadline of September 22, 2023, for the owners to abate the nuisance. Following September 22, the City will abate the nuisance and assess the costs to Cassie Sheetz and Christian Perez. Motion carried unanimously.
- 2. RESOLUTION 2023-53 NUISANCE AT 507 WALNUT STREET.** Code Enforcement Officer Stock presented pictures and the Notice of Violation for 507 Walnut Street owned by Oscar and Elaine Wecker and occupied by Rick Wecker. Rick Wecker did not request a hearing, nor did he appear on July 24, 2023. CM Keating moved, CM Throm seconded to approve Resolution 2023-53 setting a deadline of September 22, 2023, for the owners to abate the nuisance. Following September 22, the City will abate the nuisance and assess the costs to Oscar and Elaine Wecker. Motion carried unanimously.
- 3. RESOLUTION 2023-54 NUISANCE AT 203 S 4th STREET.** Code Enforcement Officer Stock presented pictures and the Notice of Violation for 203 S 4th Street owned by Cheryl Farley. Cheryl Farley did not request a hearing, nor did she appear on August 28, 2023. CM Frye moved, CM Throm seconded to approve Resolution 2023-54 setting a deadline of September 22, 2023, for the owner to abate the nuisance. Following September 22, the City will abate the nuisance and assess the costs to Cheryl Farley. Motion carried unanimously.
- 4. CONDEMNATION HEARING 1009 NORTH STREET (J & V FURNITURE-JOSH VOLLE).** Vicky Volle addressed the Council regarding the condemnation of 1009 North Street. Josh had been granted an extension until August 30, 2023. Vicky indicated they are in the process of evicting the renters of this property. BI Ralph said some progress has been made. CM Frye moved; CM Snellings seconded to extend the demolition date to October 18, 2023. Motion carried unanimously.
- 5. CONDEMNATION HEARING 708 CALHOUN (RICHARD BRYAN).** Mayor Barnes conducted a condemnation hearing on the property owned by Richard Bryan located at 708 Calhoun. BI Ralph reported Richard did not come back to Marysville at the end of August as he was scheduled. Richard was emailed the Economic Development Reimbursement paperwork and will complete and return it. Council tabled the hearing until the September 25th meeting.

AGENDA. The Consent Agenda was presented for consideration. CM Throm moved; CM Snellings seconded to approve the Consent Agenda. Motion carried unanimously. Consent Agenda consisted of the following:

1. Cash balances in funds were presented as well as outstanding debt and receivable balances. Revenue/Expenditure Budget Reports through August 2023 showed unadjusted accumulated revenues in the General Fund of \$2,671,441 or 94% of budget; Water Revenue Fund, \$593,182 or 66% of budget, Sewer Revenue Fund, \$514,307 or 67% of budget. Unadjusted statement of expenditures in the General Fund totaled \$2,151,492 or 67% of budget, Water Revenue Fund, \$564,705 or 44% of budget, and Sewer Revenue Fund, \$418,106 or 30% of budget.
2. The Municipal Judge's Report for July showed \$9,811.00 being deposited with the City Treasurer and \$1,220.00 being forwarded to the State Treasurer for Judicial Branch Education, court costs and law enforcement training.

APPROPRIATIONS ORDINANCE NO. 3805

1. Claims against the funds of the City were submitted for Council consideration as follows: General Fund, \$95,065.40; Water Revenue Fund, \$20,437.87; Sewage Revenue Fund, \$48,215.38; Street & Highway Fund, \$18,204.18; Airport Revolving Fund, \$220,039.53; Sewage Replacement Fund, \$93,991.95; Library Revolving Fund, \$6,449.73; Swim Pool Sales Tax, \$2,081.11; Koester Block Maintenance, \$1,016.80; Employee Benefit, \$8,894.32; Transient Guest Tax, \$424.61; Capital Improvements, \$22,532.50; Sales Tax Improvements, \$3,500.04; making a total of \$540,853.42.
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 Snellings seconded to approve the appropriations ordinance totaling \$540,853.42.
3. Motion to approve the appropriations ordinance carried by 7-0 roll call vote. City Clerk Holle assigned Ordinance No. 3805.

STAFF REPORTS:

CITY ADMINISTRATOR:

1. **LAKEVIEW SIDEWALK ENGINEERING PROPOSAL.** CA St. John presented a proposal from CES to design a sidewalk from the top of the driveway on 20th Street to the concession stand and expansion of the apron around the concession stand. The proposed price was \$20,220.00 for the engineering and an additional \$1,920.00 for the bidding service. Council decided this should be researched more and the Parks and Recreation Committee will meet to discuss it.
2. **TRUCK PURCHASE-STREET DEPARTMENT FOR 2024.** CA St. John presented quotes for a ¾ ton pick-up for the Street Department. This is budgeted in the 2024 budget. It will be purchased from the Municipal Equipment Fund and reimbursed from the General Fund, Street Department. The three quotes are: Nordhus Motor Company, Marysville, Chevrolet \$51,205.00; Nemaha Valley Motors, Seneca, Dodge \$51,365.00; Honeyman Ford, Seneca \$51,444.00. CM Frye moved; CM Behrens seconded to purchase the Chevy from Nordhus Motors for \$51,205.00. Motion carried unanimously. The City will surplus a truck from the Street Department when the new truck arrives.
3. **FINANCIALS.** CA St. John updated the Governing Body on the status of the General Fund, Water Revenue Fund, Sewer Revenue Fund and Sales Tax Improvement Fund. A Capital Projects report was also included.

STANDING COMMITTEE REPORTS:

STREET:

1. **8TH & ALSTON CATCH BASIN.** CM Frye reported the new catch basin on the corner of 8th and Alston Street has sunk. CA St. John said the contractor is aware of the problem and will repair it.
2. **ALLEY ON S 14TH STREET.** CM Frye said the citizens who live near the alley between 13th and 14th Street south of Broadway (behind the old Nordhus building) have a lot of washing in that alley and the storm drain is overflowing.
3. **CHIP & SEAL.** CM Throm asked when the 2nd and final chip and seal will be completed. It will be completed tomorrow.

WATER & WASTEWATER:

1. **SEWER LINE ON CENTER.** CM Throm asked if Jadwin had completed the sewer line replacement on Center Street near KDOT and Sonic. The holes have been filled in. Jadwin Construction should start replacing flush tanks next.

PARKS & RECREATION:

1. **CAMPING.** CM Frye asked about extending camping north of City Park on the 7th Street corridor from Elm to Walnut. Several council members asked about camping in the City's other parks. The Parks and Recreation Committee will meet to discuss the possibilities.
2. **POOL REPAIRS.** CM Throm asked about the pool repairs. CA St. John said Manhattan Energy Center were waiting on parts.

CEMETERY/AIRPORT:

POLICE AND FIRE:

ADMINISTRATION AND FINANCE:

1. **KOESTER RESTAURANT SIGN.** CM Frye asked if the Koester Block building on Elm had been advertised. An insert is being made to advertise.

APPOINTMENTS: Koester House Museum Board: Karen Hughes, Rachel Frye, Michelle Whitesell, Sharon Kessinger and Ralph Balaun from September 2023 through December 2025. (There are no term limits on the Koester Museum Board)

CITY ATTORNEY:

EXECUTIVE SESSION:

ROUND TABLE DISCUSSION:

1. **ARBOR DAY PROCLAMATION.** Mayor Barnes read the Arbor Day Proclamation declaring September 22, 2023, Arbor Day in Marysville.
2. **GRAVEL DASH.** CM Frye said the 10th Annual Gravel Dash was busy. Many visitors said Marysville is a beautiful city and stayed extra days to explore the area.
3. **PARTNERSHIP FOR GROWTH EXECUTIVE DIRECTOR.** CM Keating said P4G Executive Director Matt Wassom had resigned due to complications with his job and Jerry Zayas has been appointed the new director.
4. **EAGLES CLUB.** CM Behrens reported Nietfeld's were making great progress in repairing the old Eagles Club on N 8th Street.

There being no further business, at 8:18 p.m. CM Throm moved to adjourn, CM Behrens seconded. Motion carried unanimously.

Cindy Holle
City Clerk