

Regular Meeting  
City Hall, Marysville, Kansas-January 27, 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 Barnes in the chair. City Administrator St. John, City Attorney Olsen and City Clerk Holle were also present.

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

The minutes from the January 13, 2020 regular meeting were presented for approval. CM Throm moved, CM Beikman seconded to approve the minutes as amended. Motion carried by 7-0 voice vote.

**PUBLIC COMMENTS:**

**BUSINESS AND DISCUSSION ITEMS:**

1. **C'EST LA VIE-AMBER PACHA, DISTANCE LIMITATION.** Amber Pacha owner of C'est la vie, a licensed drinking establishment, asked the governing body to waive the distance limitation from a school to her bar. CM Frye moved to remove the distance limitation. CM Throm seconded. Motion carried unanimously.
2. **MARSHALL COUNTY PARTNERSHIP FOR GROWTH 2020 MEMBERSHIP.** Ellen Barber, Director of Economic Development asked the City to renew their membership and to consider increasing their contribution from \$1,000 to \$2,500. After council discussion, CM Throm moved to approve the 2020 membership with Marshall County Partnership For Growth at the Silver level which is \$2,500, CM Beikman seconded. Motion passed unanimously.
3. **MARYSVILLE SPORT AND RECREATION 2019 YEAR-END REPORT.** MSR Director, Brian Fragel presented an overview of the programs ran by their company in 2019.
4. **BLOOM CREATIVE-MICHELLE WHITESELL CONTRACT INCREASE.** Michelle Whitesell owner and employee of Bloom Creative requested the City increase her annual salary by \$1,250. CM Schroller moved, CM Throm seconded to approve the increase in yearly salary by \$1,250 to equal \$22,000 annually from the Transient Guest Tax Fund. Motion carried 7-0. A new contract will be written to reflect the increase.
5. **SEWER PERMIT RENEWAL.** KDHE issued a letter regarding the permit for the City of Marysville Wastewater Treatment Plant. The permit will be renewed with the following conditions-schedule of compliance:
  - a. By August 1, 2020, the permittee shall hire a consulting engineer to complete a study of the wastewater treatment system to resolve recent failures to meet effluent limitations for Biochemical Oxygen Demand and Total Suspended Solids. Upgrading and/or expanding the lagoon to add effluent irrigation and/or to become non-discharging must be considered.
  - b. By March 31, 2021, the engineering report and schedule of recommended improvements to improve effluent quality shall be submitted to KDHE for review and approval.
  - c. By October 2023, all recommended improvements to improve effluent quality must be completed.

Water/Wastewater Supervisor Bargman explained how the lagoon system works and some of the improvements that could help revitalize the lagoon system. CA St. John said the council will be updated as the City proceeds through the KDHE requirements.

## **NOTICES AND HEARINGS**

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

1. Convention and Tourism requests totaling \$7,025.00: WeKan Conference food, mileage, registration \$275; Marketing for Beach Boys Live Concert-Alcove Spring \$2,500; State & Regional tourism group dues and publications \$750; Promote Marysville on Social Media platforms \$500; Printing tourism marketing material \$1,000; Office supplies, etc. \$1000; 2020 Museum Audio tours & Museum Day \$1,000.
2. Alcohol Consumption request-MCAC concert at Lee Dam Art Center February 18, 2020.

## **APPROPRIATIONS ORDINANCE NO. 3716**

1. Claims against the funds of the City were submitted for Council consideration as follows: General Fund, \$107,056.55; Water Revenue Fund, \$40,838.47; Sewage Revenue Fund, \$36,500.79; Bond & Interest #1 Fund, \$32,471.73; Library Revolving Fund, \$9,757.73; Library Fund, \$114,304.01; Library Employee Benefit Fund, \$53,568.58; Swim Pool Sales Tax Fund, \$104.00; Special Parks & Rec Fund, \$2,625.00; Koester Block Maintenance Fund, \$4,489.44; Employee Benefit Fund, \$26,120.76; Transient Guest Tax Fund, \$6,336.17; Sales Tax Improvements Fund, \$31,234.82; Water Utility Reserve \$12,675.00 making a total of \$478,083.05.
2. An appropriations ordinance was introduced and considered to honor claims against the funds of the City as audited by the Finance Committee. CM Beikman moved, CM Throm seconded to approve the appropriations ordinance totaling \$478,083.05. Motion to approve the appropriations ordinance carried by 7-0 roll call vote. City Clerk Holle assigned Ordinance No. 3716.

## **STAFF REPORTS:**

### **CITY ADMINISTRATOR:**

1. **PARKS & CEMETERY TRUCK.** CA St. John presented 2 bids to replace the Chevy S10 in the Cemetery/Parks Department. The new truck will be a ¾ ton 4x4. A flatbed from Bradford Built will be installed after the truck is received. The City will surplus the Chevy S10. The cost of the truck and estimated cost of the bed is within the budgeted funds. CM Beikman moved to table the purchase until we get a quote for the flatbed. Motion failed with no second. CM Frye moved to purchase the Ford F-250 regular cab XL from Honeyman Ford for \$28,704, the low bid, ½ from the Parks Department in the General Fund and ½ from the Municipal Equipment Fund. CM Behrens seconded. Motion passed with a 6-1 voice vote. CM Beikman voting no.

- 2. CRAFCO CRACK SEALER QUOTE.** CA St. John presented a quote for a Super Shot 125 Melter/Applicator for crack sealing streets from Crafcoc for \$48,994. This machine is larger than the machine we currently own and has the ability to stay plugged in, so an employee does not need to come in early to heat the product. The larger machine and the pre-heat option will improve the efficiency. This crack sealer is included in the 2020 budget to come from the Street Department in the General Fund. The council asked CA St. John if the old crack seal machine could be traded in and what it would be worth. Council also asked if the Street Department had a use for the old machine. CA St. John will follow up.
- 3. LIGHT POLES ON BROADWAY BY COURTHOUSE.** Everygy is proposing to replace the seven metal light poles that are old and leaning by the county courthouse area on Broadway with metal poles they have on hand. Everygy asked for the City to help with concrete removal and installation of new concrete around some of the poles. Everygy also asked if the City wanted the poles powder coated black. If the City wanted the poles powder coated the cost to the City would be \$4,768.89. There would be no charge to leave them galvanized. CM Beikman moved to replace the poles and leave them galvanized with the City crew helping with the concrete. CM Throm seconded. Motion carried 6-1 vote with CM Frye voting no.
- 4. LIGHTS ON THE WEST BRIDGE ON HIGHWAY 36.** Everygy approached the City about the lights on the west bridge on Highway 36. The lights are currently not in good working order due to corrosion of the metal conduit. Everygy is proposing to replace all the wiring, as well as the conduit with plastic, but would then turn the control of the bridge lights over to the City. Everygy would install a meter at the edge of the bridge and the City would be responsible from that point. The council asked CA St. John to check on solar panel lights or moving the conduit.
- 3. TRAFFIC LIGHT AT 20<sup>TH</sup>/CENTER STREET.** CA St. John checked with Phillips Southern, the company who originally installed the streetlights at 20<sup>th</sup>/Center Street, about installing a third traffic light on the westbound pole. The cost for the light and installation is \$2,975. CM Frye moved purchase the traffic light with installation at 20<sup>th</sup>/Center Street from Phillips Southern for \$2,975 from the Traffic Control Light Department in the General Fund. CM Throm seconded. Motion passed 6-1 with CM Hughes voting no.
- 4. STORM WATER DRAINAGE AT LAKEVIEW.** CA St. John presented two plans from Schwab Eaton, who is working on a stormwater drainage plan at the Lakeview Complex. Schwab Eaton would like some direction from the Council regarding improvements at the Complex that would effect water drainage. Plan C-1 shows retaining the lower parking lot with improvements. Plan C-2 shows changing the lower parking lot to a multi-purpose field. The council will study the plans and make a recommendation later.

**CITY CLERK:**

**STANDING COMMITTEE REPORTS:**

**STREET:**

1. **SANDING STREETS.** CM Throm said several citizens complimented the Street Department on a good job clearing and sanding the streets.

**PARKS & RECREATION:**

**WATER & WASTEWATER:**

1. **CREDIT FOR SEWER CHARGES.** CM Frye and CM Throm reported there was a water committee meeting at 6:30 p.m. and \$435.35 of the sewer charges were reduced from the Pony Run bill. They had a water leak outside their facility.
2. **MANHOLE AT 5<sup>TH</sup> & CAROLINA.** Mayor Barnes asked if the manhole at 5<sup>th</sup> and Carolina would be repaired soon. There has been a cone on the manhole for almost a year.

**ADMINISTRATION AND FINANCE:**

1. **MAYOR'S ROLE.** CM Hughes said he had researched Mayor Barnes' request to limit the mayor's duties and he thought we were following the law. Mayor Barnes said he would like to follow the League of Kansas Municipality's recommendations so the City could easily get a legal opinion from the league attorneys. No decisions were made.

**APPOINTMENTS:** Mayor Barnes appointed the following positions to Convention & Tourism Board for 2020: Chairman Brian Fragel, Vice-Chairman Mary Feldhausen. CM Frye moved, CM Throm seconded to approve the mayor's appointments. Motion carried 7-0.

**ROUND TABLE DISCUSSION:**

1. **DISC GOLF.** CM Beikman asked if the City would still conduct a trial period for Disc Golf at Lakeview Complex. Mayor Barnes said it has been more than 6 months as originally decided. CM Frye said the Disc Golf Course at Lakeview should be addressed as soon as the weather warms. CA St. John said the current baskets could be rearranged in the City Park if a specific basket was a safety concern of City Staff. CM Beikman moved to keep the Disc Golf Course at City Park, CM Frye seconded. Motion failed 1-6. CM Graham, CM Hughes, CM Frye, CM Schroller, CM Behrens and CM Throm voting no. CM Frye asked for the Disc Golf people and the City Staff to bring back a report if they were pleased with the course or what changes were needed and if both sites had been considered.
2. **MCAC FUNDRAISER.** CM Hughes said the MCAC Fundraiser last weekend was professionally done.
3. **HIGHWAY 77 SOUTH OF JACKSON STREET.** CM Frye reported Highway 77 south of Jackson Street near the bridge has large cracks and is in poor shape. He asked if that portion of the highway belonged to the City or KDOT. CA St. John will check the location.

4. **HIGHWAY 36/77 JUNCTION.** CM Schroller reported the corner at the 36/77 Highway Junction is dark. CA St. John said that is KDOT's road.
5. **SCOOPING SIDEWALKS.** CM Throm reported many of the sidewalks on the safe routes to school had not been scooped during the last snows. The sidewalks must be cleared within 12 hours following the end of a snow. Also, he questioned who was responsible for snow removal from ADA corners if the snowplow had pushed snow there. CA St. John said it was the property owners' responsibility, just like driveways.
6. **LIGHTED SIGNS.** CM Throm asked if the lighted signs on Highway 36 the brightness could be reduced. He said it was difficult to see at night especially against the snow.

There being no further business, at 8:49 p.m. CM Throm moved to adjourn, CM Frye seconded. Motion carried unanimously.

Cindy Holle

City Clerk