

Regular Meeting  
City Hall, Marysville, Kansas-February 24, 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 February 10, 2020 regular meeting were presented for approval. CM Throm moved, CM Beikman seconded to approve the minutes as presented. Motion carried by 6-1 voice vote. CM Hughes voted no.

**PUBLIC COMMENTS:**

**BUSINESS AND DISCUSSION ITEMS:**

- 1. MOTHER’S DAY MARKET REQUESTS.** Michelle Whitesell, Director of Convention & Tourism presented the request for the annual Mother’s Day Market in City Park. The park will be closed from 4 p.m. Friday, May 8 thru Sunday, May 10. Michelle reported there were additional requests for more porta potties and a hand washing station. The committee will be adding bands to the Saturday evening events from 6 p.m. to 11 p.m. A consumption request for the park during the entertainment Saturday night is also requested and will be considered in the Consent Agenda. CM Throm moved to honor the request for the Mother’s Day Market. CM Behrens seconded. Motion carried unanimously.
- 2. BIG BLUE RIVER DAYS REQUESTS.** Michelle Whitesell, Director of Convention & Tourism presented the request for the annual Big Blue River Days. All items are similar to last year. Marysville Main Street asks the City allow alcohol consumption on the closed streets for this event and they will secure a special event liquor permit from the State of Kansas for alcohol sales throughout the event. There will be a “Squirrel Jam Music Festival” at 7<sup>th</sup> & Broadway Thursday from 7 p.m. to 10 p.m. and bands from 6 p.m. to midnight Friday and Saturday. The car show will be on Broadway from 10<sup>th</sup> Street to 4<sup>th</sup> Street. The streets will be barricaded as needed. CM Throm moved to approve the Big Blue River Days committee’s requests, CM Behrens seconded. Motion passed unanimously.
- 3. THOMAS OUTDOOR ADVERTISING, INC.** A contract with Thomas Outdoor Advertising, Inc. for the billboard at the Riley Corner advertising the Blue River Rail Trail in Marysville was presented. CM Throm moved to approve the contract for \$200.00 per month ending March 1, 2021, CM Behrens seconded. Motion carried unanimously.
- 4. KOESTER HOUSE MUSEUM ADVISORY BOARD.** Ralph Balaun, Chairman of the Koester House Advisory Board and Michelle Whitesell Advisory Board Member presented suggestions to increase attendance and income at the Koester House Museum. A job description was presented for the seasonal employees. The hours will remain the same, opening April 1 and closing October 31. The daily hours will be 10 a.m. to 4 p.m. and 1 p.m. to 4 p.m. Sunday. A donation box will be placed in the Koester House Gardens. CM Throm moved to increase adult admission fees to \$5 per person, CM Frye seconded. Motion carried unanimously.

- 5. 7<sup>TH</sup> STREET CLOSING CAROLINA TO CALHOUN.** Tom Lehechka sent in a request to close 7<sup>th</sup> Street Carolina to Calhoun on Saturday, June 13, 2020 from 8 a.m. to midnight. His family will be hosting a wedding reception at the old depot. Council discussed closing all alleys along this corridor to avoid issues with traffic. CM Throm moved to close 7<sup>th</sup> Street from Carolina to Calhoun on June 13, 2020 from 8 a.m. to midnight. CM Frye seconded. Motion carried 6-0-1. CM Graham abstained as this is her family.

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

- 1. Bank Resolution at Citizens State Bank and United Bank & Trust with updated Mayor signature.**
- 2. Alcohol Consumption request-Tom Lehechka at the Lee Dam Art Center, June 12, 2020 from 4 p.m. to 10 p.m. (wedding rehearsal dinner).**
- 6. JAMES GORDON & ASSOCIATES.** Russell Shipley auditor at James Gordon & Associates presented the 2019 audit draft. Russell said the auditors focused on credit cards this year and he cautioned the City to make sure all receipts are accounted for and signed by the employee using the card and the supervisor as the City policy states. There were no significant deficiencies found during the audit and the audit would be finalized by March 13.
- 7. JAG GRANT RADIO PURCHASE.** PC Ackerman applied for and received a Justice Assistance Grant to purchase radios for the police department vehicles. An invoice from Ka-Comm., Inc was presented for approval. CM Throm moved to approve the invoice for radios including installation in 5 police department vehicles for \$28,707.65, CM Behrens seconded. Motion carried unanimously. The JAG grant will cover the entire cost.
- 8. BIDS TO PURCHASE AEDS FOR ALL DEPARTMENTS.** PC Ackerman submitted bids to purchase AEDs for all departments except the pool. (The pool has an AED on premise.) The AEDs were included in the budget. All bids were for Zoll brand AEDs because the hospital and the ambulance both use Zolls and all the pads will interchange. The Fire Department asked to add a hard case to their device because it will be in a vehicle. CM Throm moved to purchase 12 sets of AEDs for \$13,949.00 for these departments: Police Department, 5 Police Vehicles, City Hall, Water Shop on Elm, Water Shop on S 17<sup>th</sup> Street, City Street Shop, Fire Station #2 and Cemetery Shop. CM Graham seconded. Motion carried unanimously.
- 9. BRAUCHI SUBDIVISION REVISED REPLAT.** ZA Richardson included a memo asking the council to approve the signature box of the Brauchi Subdivision Replat. The owner's certification signature block was incorrect. CM Throm moved to approve the signature block of the Brauchi replat, CM Behrens seconded. Motion carried unanimously.

## NOTICES AND HEARINGS

### APPROPRIATIONS ORDINANCE NO. 3718

1. Claims against the funds of the City were submitted for Council consideration as follows: General Fund, \$82,345.66; Water Revenue Fund, \$40,126.76; Sewage Revenue Fund, \$25,740.18; Bond & Interest #1A Fund, \$24,689.78; Library Revolving Fund, \$9,952.27; Swim Pool Sales Tax Fund, \$52.00; Koester Block Maintenance Fund, \$158.93; Employee Benefit Fund, \$33,209.08; Transient Guest Tax Fund, \$2,558.01; Sales Tax Improvements Fund, \$30,857.34 making a total of \$249,690.01.
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 Behrens seconded to approve the appropriations ordinance totaling \$249,690.01. Motion to approve the appropriations ordinance carried by 6-0-1 roll call vote. CM Throm abstained, his company received payment in the ordinance. City Clerk Holle assigned Ordinance No. 3718.

### STAFF REPORTS:

#### CITY ADMINISTRATOR:

1. **WATER METER PURCHASE.** CA St. John presented a quote to purchase 288 “5/8” inch Neptune water meters and 51 “3/4” inch Neptune water meters from Municipal Supply, Inc. This will be the second phase of the 5-year water meter replacement plan. CM Throm moved to purchase 339 Neptune water meters from Municipal Supply, Inc. for \$79,887 from the Water Revenue Fund. CM Graham seconded. Motion passed with a 7-0 voice vote. The governing body discussed placing antennas in the city to enable auto-reading meters to detect leaks.
2. **LIFT STATION PUMP REPAIRS.** CA St. John presented quotes from Agland Electric Motor Service to repair the lift station #4 pump for \$4,596.44 and pump #3 at the main lift station for \$33,633.55. Agland Electric discovered the problems during their routine maintenance. CM Throm moved to approve the repairs for \$38,229.99 from the Sewer Replacement Fund, CM Behrens seconded. Motion carried unanimously.
3. **BID REQUEST FOR STREET REPLACEMENT.** CA St. John included a bid request for street replacement of Broadway from 14<sup>th</sup> Street to 15<sup>th</sup> Street including the intersections and the portion of the streets on 14<sup>th</sup> and 15<sup>th</sup> from Broadway to Center including ADA corners and curb and gutter. CM Throm moved to go out to bid the streets, CM Beikman seconded. Motion carried 7-0.
4. **COUNTRY CLUB LAKE POND AERATOR.** A bid from the Pond Guy for an aerator was presented by CA St. John. The city received a grant for 80% of the cost and the city’s labor will count toward the city’s share. CA St. John spoke with the biologist from Kansas Department of Wildlife who approved this device to put oxygen into the water at Country Club Lake to help eliminate large numbers of fish kill. The City will need to run an electric line near the lake to

power the pump. CM Throm moved to purchase the Airmax PS80 System aerator for \$8,564.46 from the Pond Guy. This includes a 3-year care program. CM Frye seconded. Motion carried unanimously.

**CITY CLERK:**

**STANDING COMMITTEE REPORTS:**

**STREET:**

1. **TREE BRANCH HEIGHT.** CM Beikman asked the required tree height for overhanging branches. CA St. John reported it is 14 feet above the street.

**PARKS & RECREATION:**

1. **RAILING FOR THE RETAINING WALL AT LAKEVIEW.** CM Schroller received an email requesting a railing be installed on the retaining wall at Lakeview Complex by the Black Diamond.

**POLICE & FIRE:**

1. **CDBG FOR THE FIRE STATION.** CM Schroller asked when the decision on accepting the grant for the new fire station would be discussed. CA St. John said he had received some estimates and would try to schedule a special meeting before the next council meeting.

**WATER & WASTEWATER:**

1. **BREAKS IN PIPE TO LAGOON.** CM Throm suggested the city work on a plan to replace the pipe from the Big Blue River Bridge on Highway 36 west to the second air relief valve in the sewer pipe to the lagoons. There have been 9 leaks in the existing pipe.
2. **MANHOLE ON 5<sup>TH</sup> STREET.** Mayor Barnes said the manhole on 5<sup>th</sup> and Carolina had been run over and was sticking up.
3. **CATCH BASIN REPLACEMENT.** CM Frye asked if the city could plan a replacement program for damaged catch basins. CA St. John said the GIS program should identify most of them.

**ADMINISTRATION AND FINANCE:**

1. **RECORDS KEPT IN THE CITY SAFE.** CM Schroller asked why the Mayor and Council members could not go in the safe to look at records. CC Holle stated that is a KORA violation and said she had been cautioned at City Clerk training that record viewing should only take place where they could be supervised. This is to insure, no records are removed or moved to a different location. CA St. John said all the records in the safe are not open records, some are confidential. City Attorney Olsen said KORA is a state law and it is best practice to have the record keeper retrieve the requested documents.

**APPOINTMENTS:** Mayor Barnes nominated John McNish from Bolton & McNish as City Attorney effective March 1, 2020 through December 31, 2020. CM Throm moved to approve the mayor's appointment, CM Beikman seconded. CM Hughes asked to wait on the appointment until the council could review McNish's contract. CM Throm withdrew his motion.

**EXECUTIVE SESSION:** At 8:20 p.m. CM Schroller moved, CM Throm 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 8:50 p.m. Motion carried unanimously. At 8:50 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. BREAK IN THE SEWER PIPE FROM THE FORCE MAIN.** Mayor Barnes said he appreciated the Water/Sewer department employees who worked in the cold at night to repair the break in the force main pipe west of the Big Blue River Bridge.

There being no further business, at 8:51 p.m. CM Hughes moved to adjourn, CM Behrens seconded. Motion carried unanimously.

Cindy Holle

City Clerk