

Regular Meeting
City Hall, Marysville, Kansas-September 23, 2024

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 Frye in the chair. City Attorney Westbrook and City Clerk Holle were also present.

After the Pledge of Allegiance, roll call was answered by the following council members: Snellings, Ferris, Behrens, Keating, Beikman, Throm, Schrater and Goracke. A quorum was present.

The minutes from the September 9th regular meeting were presented for approval. CM Throm moved; CM Schrater seconded to approve the minutes as presented. Motion carried by 8-0 voice vote.

The minutes from the September 16th special meeting were presented for approval. CM Throm moved, CM Schrater seconded to approve the minutes as written. Motion carried 8-0.

PUBLIC COMMENTS:

1. **MARYSVILLE PUBLIC LIBRARY.** Mandy Cook, director of the Marysville Public Library reported on the new fall programs which have begun. She said she had great presenters for the computer classes. The classes were made possible by a grant which paid for the presenters.
2. **MARYSVILLE CHAMBER/MAIN STREET.** Wayne Kruse, director of Marysville Chamber/MainStreet reported on hotel occupancy rates for August which was 37%. Wayne reported on the demographics of the people who attended SkyFest. The Black Squirrel Festival will be Saturday, November 2.

BUSINESS AND DISCUSSION ITEMS:

1. **ARBOR DAY PROCLAMATION.** Arbor Day will be October 8, 2024. at 9:30 a.m. on the south side of the Marysville Cemetery the City will plant 5 trees. Mayor Frye read the Arbor Day Proclamation declaring October 8, 2024, Arbor Day in Marysville,
2. **LEAD PIPE SURVEY.** CC Holle reminded the Council and the public the Lead Pipe Service Line Survey is due in Topeka on October 16. This is a federally mandated survey that will be conducted every year going forward.
3. **GRAIN BELT EXPRESS LLC.** Grain Belt Express LLC presented a request to the City to send a “Letter of No Objection” for the crossing of the proposed transmission line across City property on 11th Terrace. CM Throm moved; CM Schrater seconded to approve signing a letter of “no objection” for Grain Belt Express LLC. Motion carried unanimously.
4. **CES GROUP BLOCKING SIDEWALK 605 BROADWAY.** CES Group will begin building their new office at 605 Broadway. They will need to block the sidewalk for safety during construction phase from 6th and Broadway 70 feet east. CM Throm moved; CM Keating seconded to approve the sidewalk closing. Motion carried unanimously.
5. **CONVENTION & TOURISM FUNDS REQUEST.** Convention and Tourism requests: reimburse a portion of conference table and chairs, \$1,000.00; ½ clothing for Allie Argo and Wayne Kruse \$100.00 each totaling \$200.00; 1/3 cost of new website, \$10,000.00; Alumni Association grant, \$750.00; totaling \$11,950.00. After discussion CM Beikman moved, CM Behrens seconded to approve the conference table and chairs, the clothes, and the Alumni Association grant totaling \$1,950.00. Motion carried 7-1 with CM Keating voting no. The Council asked to have the invoice for the website brought back to Council and also research if the City could use the website.

6. **BLUE RIVER RAIL TRAIL SIGNS.** The Blue River Rail Trail asked permission to place 2 signs on N 7th Street directing visitors to the Blue River Rail Trail. One sign would be placed on the alley entrance between NAPA and Schroller Collision. The 2nd sign would be placed just north of Carolina on the existing signpost. CM Keating moved; CM Snellings seconded to allow the signs to be installed. Motion carried unanimously.
7. **EXTENSION OF HEARING ON GRASS-KWAPNIOSKI.** Andy Kwapnioski 906 Otoe submitted a request to extend his hearing on a grass notice he received on September 10th. This is in the rear of several houses on N 8th Street. CM Throm moved; CM Snellings seconded to approve the extension until October 14th at the next council meeting. Motion carried 7-1 with CM Behrens voting no.
8. **SPENCER-WALCOTT PROPERTIES LLC CONSTRUCTION EASEMENT.** JoAnn Walcott representing Spencer-Walcott Properties LLC asked the city to release them from the permanent construction easement at 2002 Center Street that was written in June 2015. CM Keating moved, CM Schrater seconded to approve the release of the construction easement. Motion carried unanimously.
9. **RESOLUTION 2024-22 NUISANCE 1411 ALSTON.** Resolution 2024-22 was presented with pictures and the Notice of Violation for 1411 Alston Street owned by Cassandra Kabriel and Pearl B. Claeys. Casandra or Pearl did not request a hearing, nor did they appear on August 12, 2024. There is a GMC Canyon and a GMC Acadia as well as other debris that will need to be removed. CM Beikman moved, CM Throm seconded to approve Resolution 2024-22 setting a deadline of October 7, 2024, for the owner to abate the nuisance. Following October 7^h, the City will abate the nuisance and assess the costs to Cassandra Kabriel and Pearl B. Claeys. Motion carried unanimously.

NOTICES AND HEARINGS:

CONSENT AGENDA.

APPROPRIATIONS ORDINANCE NO. 3831

1. Claims against the funds of the City were submitted for Council consideration as follows: General Fund, \$133,934.88; Water Revenue Fund, \$38,512.13; Sewage Revenue Fund, \$21,214.09; Street & Highway Fund, \$36,805.38; Sewer Replacement Fund, \$14,926.50; Economic Development Fund, \$2,500.00; Library Revolving Fund, \$7,206.37; Swimming Pool Sales Tax, \$8,365.22; Koester Block Maintenance, \$4,554.33; Employee Benefit, \$11,061.66; Transient Guest Tax, \$4,740.28; Sales Tax Improvements, \$38,368.57; making a total of \$322,189.41.
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 \$322,189.41.
3. Motion to approve the appropriations ordinance carried by 8-0 roll call vote. City Clerk Holle assigned Ordinance No. 3831.

STAFF REPORTS:

CITY CLERK:

1. **BID 11TH ROAD.** On September 17, 2024, the bids for 11th Road were opened. CES Group are checking the bids, and they will be presented at Council October 14th.
2. **BID HIGHWAY 77 SOUTH.** KDOT had the bid opening on the Highway 77 south project. The bids came in extremely high. The City will need to make a decision before October 11, 2024, to accept the bid, change the scope of the project or cancel the project. Thaniel from BG is researching the possibility of moving the project to the next state fiscal year if the grants would follow, or changing the size of the project or the material used for the surface.
3. **SPECIAL MEETING.** The Council discussed setting up a special meeting prior to the October 11th deadline. The consensus of council members was to schedule a special meeting on Wednesday, October 2nd at 5:30 p.m. If there is court on that Wednesday, the meeting will be held at the Fire Station meeting room.

STANDING COMMITTEE REPORTS:

1. **POLICE & FIRE COMMITTEE.** The Police and Fire Committee will meet Wednesday, October 2nd at 3:00 p.m. to discuss fireworks and animal control.

APPOINTMENTS:

CITY ATTORNEY:

1. **MLNARIK CONDEMNATION.** CA Westbrook reported the next meeting in the Mlnarik procedure will be October 1st with the court.
2. **FDG CONTRACT.** CA Westbrook said he was reviewing the agreement with Frontier Development Group about the commercial properties on the Koester Block. Frontier Development Group needs the lease as soon as possible. CA Westbrook asked the Council to review the agreement and send questions to CC Holle to compile. He will address all the questions at one time.

EXECUTIVE SESSION:

COUNCIL COMMENTS:

1. **MEETING TIME.** CM Snellings asked if the Council would be interested in moving the regular meeting time earlier in the evening, at maybe 5:30 p.m. or 6:00 p.m. Council questioned if this would affect the public adversely. They will discuss this further hopefully with some citizens' input.
2. **CONCRETE VS ASPHALT.** CM Keating presented his thoughts on the value of concrete versus asphalt on roads and streets. He also suggested annexing the properties along 12th Road, Keystone Road and 11th Terrace to help finance those road improvements. Mayor Frye also voiced his opinion on concrete versus asphalt surfaces for road improvements.
3. **BUSHES IN ALLEY.** CM Schrater reported a complaint about bushes in the alley between Jenkins and May, 10th Street to 11th Street. This would be the homeowner's responsibility.
4. **CUPPA JOE WITH JOSH.** The informal gathering of citizens to hear concerns about city business is held on the first and last Wednesday of the month at City Hall. CA Haverkamp will be at a conference this week, but the gathering will still be held.

5. **CRAFTER’S LOCATION FOR HOLIDAYS.** The pop-up shops for crafters that used the Charles Koester House are looking for a location to sell their goods from November 14 to December 21.

There being no further business, at 8:25 p.m. CM Keating moved to adjourn, CM Snellings seconded. Motion carried unanimously.

Cindy Holle
City Clerk