

Regular Meeting
City Hall, Marysville, Kansas-August 8, 2022

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 Administer St. John and City Clerk Holle were also present.

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

The minutes from the July 25th regular meeting were presented for approval. CM Throm moved; CM Goracke seconded to approve the minutes as presented. Motion carried by 7-0 voice vote.

At 7:03 CM Keating entered the Council Chamber.

PUBLIC COMMENTS:

1. **THANK YOU FROM THE KAYS.** Ian Cook, Vice-President of the MHS Kay organization presented a thank you to the City Council for their support of their Story Walk Project.

BUSINESS AND DISCUSSION ITEMS:

1. **PONY EXPRESS HALF MARATHON & 5K.** A request from St. Gregory's School and PTO was included in the agenda. They are asking the intersection at 8th and Center be blocked for the start of the race at 8 a.m. for the start of the Half Marathon and 8:15 a.m. for the 5K. These races will end at 7th and Broadway and will be held in conjunction with the Pony Express Gravel Dash. They will place signage along the route to direct the runners. CM Frye moved to approve the Pony Express Half Marathon & 5K, CM Throm seconded Motion carried unanimously.
2. **PONY EXPRESS GRAVEL DASH.** Mark Hoffman a representative from the Pony Express Gravel Dash addressed the Council with several requests for the event on September 10th. They are asking the 600 block and the west half of the 700 block of Broadway be blocked from 5 a.m. to 8 p.m. Saturday, September 10th. The Gravel Dash Committee would like a police escort from the 6th and Center intersection to the West River Road. The Farmers Market will be asked to move for that day and the committee would like the City to allow alcohol in the blocked off area. CC Holle stated if alcohol is sold that would require a separate Special Event permit from the State of Kansas. The Chamber Main Street will report to the City Hall who the vendors will be and if the alcohol will be consumption only instead alcohol sales and consumption. The tents will be erected at the Pony Park. CM Throm moved to approve the Pony Express Gravel Dash requests, CM Snellings seconded. Motion carried unanimously.
3. **BAND DAY AUGUST 19.** Wayne Kruse a representative of MCAC reported the K-State Band will conduct a band clinic at the MHS Landoll Stadium. There will be several schools participating and many buses. MCAC would like to park the buses on the 7th Street corridor. The buses will drop students off on the East side of South 10th Street and 6 parking spots will be blocked off. There will be a combined band concert at 7:00 p.m. and the public is invited. MCAC asked to use golf carts and UTV's to transport the public from their vehicles to the stadium. CM Throm moved, CM Frye seconded to allow the parking on 10th Street and allow the golf carts and UTVs to transport people to the stadium. The golf carts and UTVs will be driven only by adults and will only be used East of 10th Street. Motion carried unanimously.

4. **SQUIRREL JAM SEPTEMBER 18.** MCAC representative Wayne Kruse said they will sponsor Squirrel Jam in the City Park on September 18th from 2:00 p.m. to 5:00 p.m. This event will be near the bandstand and local artists will come to perform. MCAC would like the City to allow alcohol consumption in a designated area and the audience will bring their own alcohol. CM Throm moved to allow alcohol in the park from 2:00 p.m. to 5:00 p.m. on September 18 in the barricaded area. CM Goracke seconded. Motion carried unanimously.
5. **50TH ANNIVERSARY BLACK SQUIRREL CITY.** Wayne Kruse who is part of the Black Squirrel Celebration Committee reported the celebration will be on Saturday, October 22, 2022, and the Committee will bring more information to the Council.
6. **ECONOMIC DEVELOPMENT REIMBURSEMENT 905 CALHOUN.** CI Ralph included in the agenda an Economic Development Reimbursement request from Laura Mortero-Hernandez at 905 Broadway. CM Throm moved, CM Frye seconded to declare the house at 905 Calhoun blighted and approve the request for demolition reimbursement. Motion carried unanimously.
7. **REVIEW UTV ORDINANCE 1870.** The Governing Body discussed Ordinance No. 1870 allowing UTV and MTV usage on City streets. Some Council Members would like to include golf carts in the ordinance. All vehicles included in the ordinance would need to adhere to the same safety regulations included in the current ordinance plus adding the vehicles must be powered by gas only and an orange safety flag must extend one foot over the canopy of the vehicle. The Council asked the public to give feedback on the proposed changes and the Council will discuss it at the next meeting.
8. **ORDINANCE 1907 WATER CONSERVATION.** Ordinance No. 1907 was presented to Council to comply with updated state regulations. This ordinance updates previous Ordinance No. 1627 and lists steps that will be implemented when a water emergency occurs and the penalties for violations. CM Keating moved, CM Snellings seconded to approve Ordinance No. 1907. Motion carried 8-0 roll call vote.
9. **WATER CONSERVATION POLICY A-93.** An updated Water Conservation Policy was presented for Council for approval. The new policy meets state guidelines and was necessary for the proposed KDHE loan the City will utilize for the lagoon project. CM Throm moved, CM Behrens seconded to approve the Policy A-93-Water Conservation Policy. Motion carried unanimously.
10. **LAGOON PROJECT UPDATE.** Thaniel Monaco an engineer from BG Consultants updated the Council on the plans for the Wastewater Treatment Plant. An updated chart of wastewater pumped from the City on a monthly basis was presented. The months with the most usage are 85 percent of the system's capacity and meets KDHE guidelines. KDHE wanted the Council to understand the level the City is presently at and to consider potential growth of the City. Thaniel included maps of the wetlands and the proposed lagoon. The City could expand the new primary cell from 12 acres to 18 acres to accommodate more raw sewage but cannot be closer than 500 feet from the nearest property. Council discussed it would be cheaper to increase the cell size now and this would not be possible in the future. It will be difficult to construct another cell in the future on this location. CM Throm moved to inform KDHE the City understands the present design and are comfortable with it but will review more options to increase the capacity size. CM Snellings seconded. Motion

carried unanimously. BG Consultants will draw-up more plans with expanded wetlands and irrigation of the wetlands or a larger lagoon area. The project could be bid both ways.

NOTICES AND HEARINGS:

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

1. City Clerk's Report for July showed \$29,085.07 collected in receipts with a like amount being deposited with the City Treasurer.
2. Cash balances in funds as of July 31, 2022, were presented as well as outstanding debt and receivable balances. Revenue/Expenditure Budget Reports through July 2022 showed unadjusted accumulated revenues in the General Fund of \$2,080,942 or 80% of budget; Water Revenue Fund, \$485,716 or 54% of budget, Sewer Revenue Fund, \$842,574 or 110% of budget. Unadjusted statement of expenditures in the General Fund totaled \$1,732,538 or 60% of budget, Water Revenue Fund, \$589,143 or 44% of budget, and Sewer Revenue Fund, \$729,065 or 68% of budget.
3. Municipal Judge's Report for July showed \$2,613.24 being deposited with the City Treasurer and \$204.50 being forwarded to the State Treasurer for Judicial Branch Education, court costs and law enforcement training.

APPROPRIATIONS ORDINANCE NO. 3778

1. Claims against the funds of the City were submitted for Council consideration as follows: General Fund, \$119,799.06; Water Revenue Fund, \$20,679.47; Sewage Revenue Fund, \$8,968.12; Street & Highway, \$15.64; Economic Development Fund, \$2,500.00; Library Revolving Fund, \$6,911.64; Swim Pool Sales Tax, \$31,265.83; Special Law Enforcement, \$3,204.00; Koester Block Maintenance, \$8,472.41; Employee Benefits, \$9,250.03; Transient Guest Tax, \$175.85; Sales Tax Improvements, \$640.76; making a total of \$211,881.81.
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 \$211,881.81.
3. Motion to approve the appropriations ordinance carried by 8-0 roll call vote. City Clerk Holle assigned Ordinance No. 3778.

STAFF REPORTS:

CITY ADMINISTRATOR:

1. **KOESTER BLOCK WALL PROJECT.** CA St. John presented and updated the quote to repair the brick wall on the Koester Block near the restaurant. McKinley Masonry quoted \$75,405 but he cannot start the project until May 2023. The City has received donations of approximately \$35,000 for this project. Consensus of Council is to proceed with the project and get on McKinley's schedule.

2. **FINANCIALS.** CA St. John updated the Governing Body on the status of General Fund, Water Revenue Fund, Sewer Revenue Fund and Sales Tax Improvement Fund. A Capital Projects report was also included.

CEMETERY/PARKS:

1. **DUMP TRAILER.** Dominic Cercone Cemetery/Parks Supervisor presented quotes for a dump trailer as follows: Travalong (Waterville), \$14,940; Titan (Waterville), \$14,500; Top Hat (Belleville), \$11,800; Iron Bull (Salina), \$13,600; PJ (Salina), \$13,900. These trailers are all 16 feet by 83 inches bumper pull trailers with a battery powered hoist. The Council discussed the merits of each trailer. CM Frye moved to purchase the dump trailer from Travalong in Waterville for \$14,940. The trailer is made by a local manufacturer, is made with heavier metal and the hoist capacity is heavier. Also discussed the warranty would be easier to access because it is only 10 miles from Marysville to the manufacturer. CM Snellings seconded. Motion carried 6-1-1. CM Beikman voted no, and CM Keating abstained as he works for the Company who owns the trailer company.
2. **GRAVEL DASH BUG TREATMENT.** CM Price asked if the Parks Department could spray the grass area with Tempo at the Pony Park previous to the tent set up for the Gravel Dash. Parks Supervisor Cercone replied they would be able to do that.

STANDING COMMITTEE REPORTS:

STREET:

1. **PEDESTRIAN CROSSINGS S 10TH STREET.** CM Throm reported he had calls from citizens suggesting the curbs of the bump outs at the pedestrian crossing near the High School on S 10th Street be painted for easier visibility. Council also discussed instead a white line could be painted on the edge of the street. Staff will check which might work.
2. **STREET SEALNG.** CM Throm asked when street sealing would be completed. The Street Department is finishing the cross walks and repairs to streets near the schools and will continue the sealing after school starts.
3. **WALNUT STREET NEAR MHS.** CM Frye asked if the Street Department would be evening out the brick streets near the curb line on Walnut Street near the Bulldog at MHS. He was told it is on the list, but the Department would not have time this fall.
4. **16TH STREET.** It was discussed there has been no time set for Hall Brothers to the mill and overlay 16th Street.

WATER & WASTEWATER:

1. **MANHOLE PROJECT ON HIGHWAY 36.** CM Throm asked when the Manhole Project on Highway 36 would be ready to bid. Council was told CES is still working on the engineering.

PARKS & RECREATION:

1. **POOL CLOSING DATE.** CM Frye would like staff to check if there would be enough pool employees to keep the pool open on weekends after August 13. It was suggested staff check with surrounding pools if their manager or guards would work here.
2. **TENNIS COURTS.** CM Keating reported the tennis courts have been poured and the post stress concrete is good. Council also discussed the sidewalk on the north side of the tennis courts should be built up, so the water runs away from the courts.
3. **LEGION BALLFIELD FENCE.** CM Price said he had spoken with Legion members who do not like the spaces in the portion of the new fence the City installed at Feldhausen Field. The Legion members want the boards in the fence butted together and the yellow line painted at the top with the numbers painted in white indicating the distance. CM Price said he had made this agreement with these members previous to the start of the project to replace the lights on the field. CM Price was reminded a committee can only make recommendations and the Governing Body would need to make all decisions. CA St. John said if the fence was erected this way every board in the future would need to be custom fit and the boards would rot sooner because the fence could not be painted properly. CM Price moved to replace the fence at Feldhausen Field with all boards butted together with no gaps. When the fence is completed and painted green the yellow line will be painted at the top of the fence. CM Snellings seconded. Motion carried 7-1 with CM Keating voting no.
4. **FOUL BALL NETS AT LAKEVIEW.** Council discussed some of the cement on the post at the red diamond and the blue diamond is breaking off. City staff is working with the cement company on this issue.
5. **PEOPLE SWIMMING IN COUNTRY CLUB LAKE.** CM Beikman said it was reported to him there were people swimming in Country Club Lake. He was told they should call the Police Department.

ADMINISTRATION & FINANCE:

1. **WINDSTORM DAMAGE.** CM Throm asked how long people have to clean up storm damage. There are several properties that have damaged structures and trees that have not been repaired or removed. There is not a limit set in code for storms specifically so it would fall under code with all nuisances.
2. **NUISANCE PROPERTIES.** The property at 1005 Elm has nuisances that should be addressed.

APPOINTMENTS:

CITY ATTORNEY:

EXECUTIVE SESSION:

ROUND TABLE DISCUSSION:

1. **DAYCARE CENTER.** Mayor Barnes would like the City to find a way to get a daycare started in Marysville. Barnes said the City and citizens of Marysville find money for many recreational

facilities and parks. A daycare center would help the City grow and allow local companies attract and retain employees. It is a necessity for economic development and growth.

There being no further business, at 9:21 p.m. CM Keating moved to adjourn, CM Frye seconded. Motion carried unanimously.

Cindy Holle
City Clerk