

Regular Meeting  
City Hall, Marysville, Kansas-May 8, 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 was also present.

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

The minutes from the April 24<sup>th</sup> regular meeting were presented for approval. CM Throm moved; CM Behrens seconded to approve the minutes as presented. Motion carried by 8-0 voice vote.

**PUBLIC COMMENTS:**

- 1. FUNDS FOR FLOWER GARDENS.** Diane Schroller, 211 S 15<sup>th</sup> Ward 4 asked the City to reimburse up to \$500 for flowers the volunteers purchased for water tower hill, the rose garden, and the 7<sup>th</sup> Street Corridor. CM Frye moved, CM Throm seconded to reimburse up to \$500 for flowers the volunteers planted at these various locations. Motion carried unanimously.
- 2. MORNING SWIM.** Diane Schroller Ward 4 asked if there would be morning swim at the pool this year. She was informed that the City does not have enough staff to cover those extra hours and the insurance company advised the City a lifeguard must be present.
- 3. BEAUTIFICATION OF MARYSVILLE.** Anita Welch, Ward 2, encouraged the City Council to support Code Enforcer Stock and Building Inspector Ralph who are sending notices for nuisances to be abated and condemnations of unsafe structures.
- 4. SPRINT GRANT.** Mike Welch, Ward 2 asked if the City had been informed if they had received the SPRINT grant for improvements on the 7<sup>th</sup> Street Corridor. The grants have not been awarded yet.

**BUSINESS AND DISCUSSION ITEMS:**

- 1. MOTHERS DAY MARKET BBQ REQUEST.** Chamber/Main Street requested an additional barricaded area from Broadway to the alley on the 7<sup>th</sup> Street corridor near the Wagon Wheel parking lot to cook the chicken for the BBQ dinner that will be held at the Helvering Center May 14. CM Throm moved, CM Price seconded to block 7<sup>th</sup> Street from Broadway to the alley on May 14. Motion carried unanimously.

**NOTICES AND HEARINGS:**

- 1. RESOLUTION 2023-02 NUISANCE AT 811 N 8<sup>TH</sup> STREET.** Code Enforcement Officer Stock presented pictures and the Notice of Violation for 811 N 8<sup>th</sup> Street owned by Michael Teter. Michael Teter did not request a hearing, nor did he appear on May 8, 2023. CM Keating moved, CM Frye seconded to approve Resolution 2023-02 setting a deadline of May 18, 2023, for the owner to abate the nuisance. Following May 18, the City will abate the nuisance and assess the costs to Michael Teter. Motion carried unanimously.
- 2. RESOLUTION 2023-03 NUISANCE AT 605 N 15<sup>TH</sup> STREET.** Code Enforcement Officer Stock presented pictures and the Notice of Violation for 605 N 15<sup>th</sup> Street owned by MAKUN Properties. MAKUN Properties did not request a hearing, nor did she appear on May 8, 2023. CM Throm moved, CM Keating seconded to approve Resolution 2023-03 setting a deadline of May 18, 2023,

for the owner to abate the nuisance. Following May 18, the City will abate the nuisance and assess the costs to MAKUN Properties. Motion carried unanimously.

3. **RESOLUTION 2023-04 NUISANCE AT 700 CALHOUN STREET.** Code Enforcement Officer Stock presented pictures and the Notice of Violation for 700 Calhoun Street owned by Rex Eugene and Jaci J Estes. Rex and Jaci Estes did not request a hearing, nor did they appear on May 8, 2023. CM Behrens moved, CM Beikman seconded to approve Resolution 2023-04 setting a deadline of May 18, 2023, for the owner to abate the nuisance. Following May 18, the City will abate the nuisance and assess the costs to Rex and Jaci Estes. Motion carried unanimously.
4. **RESOLUTION 2023-05 NUISANCE AT 509 CAROLINA STREET.** Code Enforcement Officer Stock presented pictures and the Notice of Violation for 509 Carolina Street owned by Kim and Georgia Boston and occupied by Mike Pearce. Kim and Georgia Boston did not request a hearing, nor did they appear on May 8, 2023. CM Throm moved, CM Snellings seconded to approve Resolution 2023-05 setting a deadline of May 18, 2023, for the owner to abate the nuisance. Following May 18, the City will abate the nuisance and assess the costs to Kim and Georgia Boston. Motion carried unanimously.
5. **RESOLUTION 2023-06 NUISANCE AT 906 CALHOUN.** Code Enforcement Officer Stock presented pictures and the Notice of Violation for 906 Calhoun Street owned by Michael T and Carmen Lee. Michael and Carmen did not request a hearing, nor did they appear on May 8, 2023. CM Beikman moved, CM Goracke seconded to approve Resolution 2023-06 setting a deadline of May 18, 2023, for the owner to abate the nuisance. Following May 18, the City will abate the nuisance and assess the costs to Michael and Carmen Lee. Motion carried unanimously.

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

1. Alcohol Consumption request from Tish Outhet at Lee Dam Art Center June 3 for a Class Reunion-MHS Class of 1993.
2. Cash balances in funds were presented as well as outstanding debt and receivable balances. Revenue/Expenditure Budget Reports through April 2023 showed unadjusted accumulated revenues in the General Fund of \$1,602,507 or 56% of budget; Water Revenue Fund, \$250,539 or 28% of budget, Sewer Revenue Fund, \$253,819 or 33% of budget. Unadjusted statement of expenditures in the General Fund totaled \$1,130,402 or 35% of budget, Water Revenue Fund, \$279,920 or 22% of budget, and Sewer Revenue Fund, \$237,857 or 17% of budget.
3. The Municipal Judge's Report for April showed \$1,819.72 being deposited with the City Treasurer and \$70.50 being forwarded to the State Treasurer for Judicial Branch Education, court costs and law enforcement training.

**APPROPRIATIONS ORDINANCE NO. 3797**

1. Claims against the funds of the City were submitted for Council consideration as follows: General Fund, \$110,869.10; Water Revenue Fund, \$12,798.28; Sewage Revenue Fund, \$9,015.48; Swim Pool Sales Tax, \$6,293.63; Koester Block Maintenance, \$1,287.89; Employee Benefit, \$8,996.05;

Transient Guest Tax, \$2,724.46; Sales Tax Improvements, \$280,043.97; making a total of \$447,072.96.

2. An appropriations ordinance was introduced and considered to honor claims against the funds of the City as audited by the Finance Committee. CM Frye moved; CM Throm seconded to approve the appropriations ordinance totaling \$447,072.96.
3. Motion to approve the appropriations ordinance carried by 8-0 roll call vote. City Clerk Holle assigned Ordinance No. 3797.

#### **STAFF REPORTS:**

##### **CITY ADMINISTRATOR:**

1. **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.
2. **WORKSHOP DATE.** CA St. John requested a workshop be scheduled on May 25<sup>th</sup> at 6 p.m. to discuss the departments' five-year plans.
3. **FAST CHARGE CHARGING STATION GRANT.** CA St. John reported he has filled out a proposal for a fast charge charging station. If the proposal is accepted a grant application will be given to the City to apply for this grant. The estimated cost of the charging station would be about \$250,000. This is an 80/20 match but the brand of charging station the City proposed is one Evergy recommends so Evergy has a rebate available of \$20,000.
4. **KANSAS GOVERNMENT JOURNAL ARTICLE.** PC Simpson wrote an article published in the Kansas Government Journal highlighting the emergency response the City departments and citizens of Marysville provided following the EF1 tornado June 11, 2022.

##### **BUILDING INSPECTOR:**

1. **DANGEROUS/UNSAFE STRUCTURE 205 CALHOUN.** BI Ralph presented pictures and a check list of violations regarding an unsafe structure at 205 Calhoun which is unfit for human habitation. After reviewing the memorandum and discussion about ownership of the property CM Beikman moved, CM Goracke seconded to write Resolution 2023-07 to condemn the property at 205 Calhoun Street and conduct a hearing on June 26, 2023. Motion tied 4-4 with CM Frye, CM Snellings, CM Price, and CM Throm voting no. Mayor Barnes broke the tie in favor of passing Resolution 2023-07 to set a condemnation hearing on June 26, 2023. Several Council Members said there were more houses that should be condemned, and a list will be brought to the Building Inspector.

#### **STANDING COMMITTEE REPORTS:**

##### **STREET:**

1. **NORTH STREET AND 11<sup>TH</sup> ROAD.** CM Frye asked if the white lines painted on North Street and 11<sup>th</sup> Road for pedestrians could be extended to the corner. He said trucks are cutting the corner

and crowding the pedestrian pathway. CM Behrens reported one of the houses on the south side of North Street east of Frank Marshall Drive had blown large amounts of grass in the street.

2. **11<sup>th</sup> ROAD SOUTH.** CM Throm asked if the street project was ready. CA St. John said he was getting easements from the property owners.
3. **CRACKSEAL.** CM Frye asked staff to put an article in the newsletter explaining crack seal and the purpose of the process.
4. **AT&T PROJECT COMPLETION.** CM Throm asked when AT&T would repair the streets following their project. CA St. John said Young Backhoe would repair one and Kansas Gas would repair the other when hot mix is available. CM Frye asked about the brick street near the Advocate AT&T tried to fix. Council suggested the City give them a deadline and give them a cost for the City Crew to repair the street.
5. **DUST CONTROL.** CM Snellings said she had a request for dust control on Jayhawk Road from 8<sup>th</sup> Street to 16<sup>th</sup> Street. CM Keating said he had spoken with Dan Wullschleger and the rate was \$1.48 per 18-foot swath. Council discussed the City would prepare the road if the citizens wanted to pay for their dust control, but cautioned once the product was sprayed on the road it could no longer be graded. Marshall County and the townships also use this system, they prepare the road and the citizen who requested the product pays for the dust control.
6. **GRANT TO WIDEN STREETS.** Mayor Barnes asked if the City had heard anything about the grant NCRP Commission is working on for safer roads and walkways. No update was available.

#### **WATER & WASTEWATER:**

1. **SEWER BACKUP.** CM Price suggested the City plan a project to fix the sewer line in the alley between 9<sup>th</sup> and 10<sup>th</sup> Street by North Street. The Water/Sewer Department was removing tree roots and the sewer line is one of the few which is 6-inch clay. The City will get a cost estimate to upgrade the line.
2. **WATERLINE ON SOUTH 8<sup>TH</sup> AND ELM.** CM Throm asked if the waterline project on S 8<sup>th</sup> Street and Elm Street was ready to bid. CA St. John said the engineer is still waiting on approval from KDHE.
3. **CATCH BASINS.** CM Frye asked if the City could add catch basin replacements as a yearly project like ADA corners and curbs. Many of the catch basins are in need of repair.
4. **STORM SEWER AT 1406 CENTER.** Mayor Barnes asked about the project to repair the storm drainage on Center Street at Nordhus Motors. The project is at CES Engineering.

#### **PARKS & RECREATION:**

1. **SOD HOUSE.** CM Frye asked if there are plans to repair the sod house in City Park. CA St. John reported the sod house is a Kiwanis project and they purchased the supplies 2 years ago to repair the house and told the City they will work on it this year. CM Throm mentioned the drainage near the Red School House should be corrected after the new concrete was poured near the tennis courts.
2. **LAKEVIEW BLACK DIAMOND.** CM Frye said it was reported to him someone fell on the gravel slope at the black diamond. City staff will check to see if improvements are necessary.
3. **POOL.** CM Throm asked about filling the pool. Staff started filling the pool today.

**CEMETERY/AIRPORT:**

1. **KIOSK AT THE CEMETERY.** The new kiosk near the entrance of the City Cemetery was installed and has all the information updated.

**POLICE AND FIRE:**

**ADMINISTRATION AND FINANCE:**

1. **MEETING SCHEDULED.** CM Price, CM Behrens and CM Snellings set an Admin and Finance meeting for Thursday, May 18 at 4:30 p.m. at City Hall.

**APPOINTMENTS:**

**Library Board**

*Dixie Talbot -1<sup>st</sup> term May 2023-April 2027 (replacing Bryan Kracht)*

*Ross Wright-2<sup>nd</sup> term May 2023-April 2027*

CM Throm moved, CM Keating seconded to approve the Mayor's appointments. Motion carried unanimously.

**CITY ATTORNEY:**

**EXECUTIVE SESSION:**

**ROUND TABLE DISCUSSION:**

1. **FFA BLUE AND GOLD TRUCK SHOW.** CM Frye said the FFA Truck and Tractor Show in City Park on Sunday was a success.
2. **POTHoles 11<sup>TH</sup> TO 12<sup>TH</sup> ON OTOE.** CM Snellings had a report of potholes on Otoe Street between 11<sup>th</sup> and 12<sup>th</sup>.
3. **FREE DIRT.** CM Beikman asked if the City wanted dirt the wind farm in Washington County has available for pick up. CA St. John said the wetland project specified the type of dirt needed so the City could not use it.
4. **DAVE SCHAEFER.** CM Price asked what company Dave Schaefer represents. Mr. Schaefer works for High Plains Power Systems, and he asked to bid maintenance on the City's generators. It was suggested we put the maintenance on the generators out to bid.
5. **LAND BANK.** Mayor Barnes suggested the City look into a land bank for condemned property. CM Keating suggested the land bank should be county wide as all the other towns in the county have the same issue.
6. **MEMORIAL WREATH.** Mayor Barnes said Council President Throm will place the memorial wreath on the mound at the Memorial Day Service at the City Cemetery.
7. **KMIT GOLD STAR.** Congratulations City Employees! Mayor Barnes reported the City Employees earned the gold star award from KMIT for their safety this year saving the City 5% off the premium which is about \$1900.

There being no further business, at 8:43 p.m. CM Behrens moved to adjourn, CM Snellings seconded. Motion carried unanimously.

Cindy Holle  
City Clerk