

Regular Meeting
City Hall, Marysville, Kansas-February 28, 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 Administrator St. John, City Attorney McNish 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, Behrens and Throm. A quorum was present. CM Price and CM Keating were absent.

The minutes from the February 14th regular meeting were presented for approval. CM Beikman moved, CM Goracke seconded to approve the minutes as presented. Motion carried 6-0 voice vote.

PUBLIC COMMENTS:

CM KEATING ENTERED THE COUNCIL CHAMBER AT 7:06 P.M.

BUSINESS AND DISCUSSION ITEMS:

1. **LIBRARY STORY WALK.** Mandy Cook Library Director and MHS KAY Sponsor, and the KAY board spoke to the Council about erecting a permanent Story Walk along the trail in the City Park. The KAYs will apply for a grant from Blue Cross Blue Shield of Kansas to fund this project. If the KAYs receive the grant, it will cover 100% of the cost. The KAYs would need City Staff direction for placement of the signs. CM Frye moved, CM Throm seconded to allow the KAYs and the Library to erect signs for a Story Walk along the trail in City Park if they are awarded the Blue Cross Blue Shield granted. Motion carried unanimously.
2. **C&T DIRECTOR BONUS.** Convention & Tourism President, Mandy Cook is requesting to give C&T Director Toby Carrig a \$1,000 bonus after his first 6 months of working for the City. CM Frye moved to give C&T Director Toby Carrig a \$1,000 bonus, CM Keating seconded. Motion carried 5-2. CM Throm and CM Behrens voted no.
3. **BLACK SQUIRREL 50TH ANNIVERSARY CELEBRATION FUNDS REQUEST.** Toby Carrig C&T Director presented a request for \$7,500 in funds to advertise events during the rest of the year for the 50th Anniversary of the City mascot. They are also requesting \$3,800 net after estimated sales income for t-shirts and \$2,000 for rental of porta potty and a sound system for musical performances. The total requested was \$13,300 with the income from the t-shirts sold reducing the net spent. The main event will be a Black Squirrel Parade and other things during Black Squirrel night in October. After discussion about how much advertising was needed and also including local radio and BTV in the advertising, CM Keating moved to approve \$10,000 toward the Black Squirrel 50th Celebration. CM Beikman seconded. Motion carried 6-1 with CM Behrens voting no.
4. **MARYSVILLE CHAMBER/MAIN STREET BUILDING LEASE.** Chamber/Main Street President Sarah Kessinger addressed the Council about renewing the lease on the City Building at 617 Broadway (the old Police Department). The group asked the City to pay for all the water and electricity used at the building. The City has restrooms available to public and a water fountain in the hallway. The lease will be retroactive from January 1, 2022, through December 31, 2026. There is an option available to extend the lease for an additional 5 years. Chamber/Main Street will pay for the Kansas Gas Service and any additional services

they require. The rent of \$1 is due January 1 of each year. CM Snellings moved; CM Frye seconded to approve the lease agreement. Motion carried 7-0.

5. **AGREEMENT WITH AMERICA FIBERGLASS ANIMALS.** CA McNish included a contract he wrote at the request of C&T to purchase 16 new black squirrel statues from America Fiberglass Animals. These statues have been purchased and paid for by local individuals. The funds collected include the cost of the statue and the artist fees for painting the statues. The Council asked C&T Director Carrig if there was a map indicating the locations of the new squirrels. Director Carrig said they would create a map. The Council also requested a letter from each owner of the property where the squirrels will be placed giving permission for their placement. The agreement will be brought back to Council with the requested updates and additions.

CM PRICE ENTERED THE COUNCIL CHAMBER AT 8:06 P.M.

6. **HALL BROTHERS QUOTE MILL & OVERLAY N 11TH ROAD.** Hall Brothers submitted a proposal for \$160,657.50 to edge mill and overlay 11th Road north from Highway 36 to North Street. The City is planning to install new water service lines along this road. The water project along this road will be completed before the road is overlaid. CM Throm moved to approve the quote of \$160,657.50 from Hall Brothers to mill and overlay 11th Road north, CM Snellings seconded. Motion carried 8-0. CM Throm moved to approve the pavement marking quote from Hall Brothers \$17,025 to mark 11th Road north and North Street with KDOT paint. CM Frye seconded. Motion carried 8-0.
7. **NEBRASKA SNOW EQUIPMENT SNOWPLOW QUOTE.** An updated quote from Nebraska Snow Equipment was presented with the additional Council requests. Street Department Supervisor Gundelfinger reported the department did not like using the high wear shoes because they catch on the brick streets. CM Price moved to purchase the v-plow blade with LED lights, the deflector and a carbide blade kit with installation and removal for approximately \$9,308.16, CM Throm seconded. Motion carried unanimously.
8. **BIDS FOR 47 ACRES CROP LAND CASH RENT, 62 ACRES HAY GROUND CASH RENT & LEVEE MOWING.** CM Keating moved to approve the high bid of \$185 for cash rent of the 47 acres of crop land at the airport from Matt and JoEllen Fincham, the high bid of \$71 cash rent from Steve Blumer for 62 acres of hay ground at the airport and the low bid of \$10,500 from Kendall Peeks to mow the levee. CM Snellings seconded. Motion carried unanimously.
9. **CES ENGINEERING BID FOR FLUSH TANKS.** CES Engineering presented a bid of \$18,690 to design, provide plans for bidding, and assist with seeking bids for flush tank replacements and cleanout. If the City requests construction administration, it will be billed in addition to at an hourly rate. CM Throm moved to approve the bid from CES Engineering, CM Keating seconded. Motion carried unanimously.
10. **CES ENGINEERING BID FOR ADA RAMPS.** CES Engineering presented a bid of \$1,460 plus \$210 per site which is defined as on quadrant of an intersection. The services would be to provide plans and specifications for the ADA corners. The City would like to have construction completed by December 1, 2022. The locations would be 11th and Alston, 10th

and Alston, 10th and Carolina, 8th and Alston, 6th and Alston, 5th and Alston, 4th and Alston, 3rd and Alston, and 2nd and Alston. CM Frye moved to approve the bid for the ADA corner engineering, CM Throm seconded. Motion carried. 8-0.

NOTICES AND HEARINGS:

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

1. Convention and Tourism request totaling \$6,140.00 as follows: Travel Guide Listings \$640.00, Travel Kansas Magazine \$2,000.00 (\$1575.00 to be reimbursed), Google Suites & Office Supplies \$1,000.00; Printing Ad in Local Media \$1,750.00 and Memberships to TIAK & Hwy 36 \$750.00.

APPROPRIATIONS ORDINANCE NO. 3767

1. Claims against the funds of the City were submitted for Council consideration as follows: General Fund, \$70,381.06; Water Revenue Fund, \$45,034.46; Sewage Revenue Fund, \$24,107.62. Street & Highway, \$33.99; Airport Revolving, \$50,954.26; Sewer Replacement, \$18,007.25; Special Improvement, \$4,000.00; Library Revolving, \$6,725.50; Koester Block Maintenance, \$32.38; Employee Benefit Fund, \$30,733.15; Transient Guest Tax, \$381.42; Sales Tax Improvements, \$30,870.76; making a total of \$281,261.85.
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 Snellings seconded to approve the appropriations ordinance totaling \$281,261.85. Motion to approve the appropriations ordinance carried by 8-0 roll call vote. City Clerk Holle assigned Ordinance No. 3767.

STAFF REPORTS:

CM KEATING LEFT THE COUNCIL CHAMBERS AT 8:06 p.m.

WATER/SEWER:

1. **SEWER VAC TRUCK.** Water Supervisor Bargman included an explanation of the damage to the sewer vac truck which was left outside in the cold without properly draining the water from the system. This caused the vac system to freeze and there was extensive damage to the system. The truck was taken to Elliot Equipment Co. in Lincoln, Nebraska and they quoted \$36,974.67 to repair the damage they could assess from the outside of the truck. A new sewer vac truck had previously been ordered by the City. The Council discussed several options: repair the truck and sell it; remove everything down to the chassis and sell the chassis; remove the present vac system and replace with hydraulics and a dump bed or a combo bed and a snowplow for the Street Department; sell the truck to the City of Frankfort as is and they would fix it. The council would like staff to obtain quotes for all the options.

PARKS/CEMETERY:

1. **BAGGER MOWER QUOTES.** Cemetery/Parks Supervisor Dominic Cercone presented quotes for a bagger mower with a blower from six companies. The present mower is 20+ years old. This mower will be small enough to also be used in the cemetery when the bagger is removed. CM Behrens moved to purchase the low bid for a Hustler mower with bagger from Blue Valley Trailers for \$8,118.00, CM Throm seconded. Motion carried 7-0.

STANDING COMMITTEE REPORTS:

STREET:

1. **PAINT PARKING STALL.** CM Frye asked if the parking space lines will be painted on 10th Street along the Koester Block. CA St. John said the lines will be painted when the parking stalls are painted downtown.
2. **TRASH CAN NEAR 10TH & BROADWAY.** CM Frye asked if a trash can could be placed near the corner of 10th & Broadway on the south side of the street because there is usually lots of trash near that intersection. There is a trash can one-half a block to the west of the corner. Staff will check if there is a place to add a trash can near there.
3. **SALT ON THE STREETS.** CM Throm asked if a salt spreader had mal-functioned or why there was so much salt left on the streets. It was mentioned there was probably not enough moisture in the small amount of snow we received to dissolve the salt.

WATER & WASTEWATER:

PARKS & RECREATION:

1. **POOL-MORNING SWIM.** CM Frye asked if the City had made any arrangements for morning swim. CC Holle said she had made some calls, but no one had committed to work yet. The City is still looking for a pool manager. CM Behrens stated she wanted to make sure the City offered group swim lessons this year as it had been several years since the City could offer group swim lessons.
2. **TENNIS COURT PROPOSAL.** Mayor Barnes said the ad hoc committee had met to discuss the offer from Chad and Joy Kramer to help fund the replacement of the six tennis courts in the City Park. The Kramer's would like to find a space nearby to build 2 more courts. It was discussed it would be difficult to move the train engine, the Beattie Depot, the sod house, and the Boomer School which were all gifts to the City. Six new courts would fit in the imprint of the present six courts without moving any of these. Inline Construction would do the dirt work and CES would do the surveying. Mid-America Courtworks, Wichita, Kansas is the company the Kramer's have been working with to design and construct post-tensioned concrete courts. The City will fund \$100,000 of the project and the remaining cost of the six courts would be donated by the Kramer's.

Mr. Kramer suggested USD #364 would pay a yearly fee of \$5,000 for maintenance of the courts and he would pay \$5,000 yearly for maintenance. CA McNish will draft an agreement. CA McNish is suggesting the donation would come through the City or the School District to pay the fees to avoid the sales tax on the project. Mr. Kramer said the project would need to start in mid-May as soon as the tennis season is over to allow enough time to complete the new courts by fall tennis season. CM Frye moved to accept the offer from Chad and Joy Kramer to build six new tennis courts at the present location with the City contributing \$100,000 toward the project. CA McNish will write the documents. CM Goracke seconded. Motion carried 7-0. The City, the school district and the Kramer's will work together to try to find a space and funding for 2 more courts.

3. **MARSHALL COUNTY SPORTS & REC MEETING.** The Parks & Recreation Committee met with Marshall County Sports & Rec to walk through the ballfields at Lakeview and Feldhausen Field before the season started. The Committee discussed with MS Co Sports & Rec the condition of the fields and what they needed to fix. Also discussed were the following improvements to the facilities the City needs to fix Lakeview-metal roll-up doors in the concession stand, replace ceiling fans and split the breaker in the concession stand; sprinkler on the red diamond; storage building needs to be replaced; poles for the foul ball nets need to be installed and the nets ordered. Feldhausen Field-side bleachers need to have planking replaced and frames painted. Discussed removing the old fence so the new fence can be installed.
4. **SIDEWALK AT LAKEVIEW.** CM Frye stated we should install a sidewalk at Lakeview. There is lots of traffic and pedestrian traffic at the ballpark and it is difficult to walk there. The City has a plan from several years ago that may work, and we should maybe work toward completing it. CM Frye also stated there are no cross walks or sidewalks leading to the ball field.

CEMETERY & AIRPORT:

1. **PAINTING AIRPORT BUILDING.** CC Holle reported Inline Construction has started painting the building at the airport. When they are done the contractor will come in to epoxy the floor.
2. **AWOS.** CM Throm asked if the AWOS is working at the airport. CC Holle said Jerry Miller who maintains the AWOS was coming to repair it.

POLICE & FIRE:

ADMINISTRATION & FINANCE:

APPOINTMENTS:

CITY ATTORNEY: CA McNish wrote a memorandum regarding the tennis court project and the various steps the City would need to take. This was discussed during the Parks & Recreation discussion earlier. He noted statutes and sales tax issues that would need to be resolved.

EXECUTIVE SESSION:

At 9:33 p.m. CM Goracke moved to recess in executive session to discuss possible acquisition of real estate pursuant to the acquisition of real estate exception KSA 75-4319 (b) (6). This session will include the Mayor, City Council, City Administrator, and the City Attorney. The open meeting will resume in the city council chamber at 9:43 p.m. CM Throm seconded. Motion carried 7-0. At 9:43 p.m. council reconvened. Mayor Barnes reported no action was taken during the executive session and the regular session was continuing.

At 9:45 p.m. CM Throm moved to recess in executive session to discuss personnel matters of non-elected personnel, discussion on specific personnel matters, not general personnel policies, exception KSA 75-4319 (b) (1). This session will include the Mayor, City Council, City Administrator, and the City Attorneys. The open meeting will resume in the city council chamber at 10:15 p.m. CM Behrens seconded. Motion carried 7-0. At 10:15 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. LETTER OF SUPPORT FOR DAR.** The Daughters of the American Revolution are pursuing a grant to purchase flags for the bridges. Mayor Barnes will sign a letter of support for their grant.
- 2. CARWASH SOAP DAMAGING ASPHALT.** CM Frye reported he observed lots of water from the carwashes running in the gutters and deteriorating the asphalt. He asked if we could get that contained in the carwashes.
- 3. WIBW WEATHER REPORTING.** CM Goracke said it was reported to him Marysville's weather was not showing up on WIBW TV. That information is provided through the AWOS system, and it will report again when the AWOS is fixed.
- 4. LIGHTS AT FELDHAUSEN FIELD.** CM Price said the old lights at Feldhausen Field are blocking the gate so the school cannot get equipment in.

There being no further business, at 10:22 p.m. CM Frye moved to adjourn, CM Price seconded. Motion carried unanimously.

Cindy Holle
City Clerk