

Regular Meeting
City Hall, Marysville, Kansas-June 26, 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, 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, Keating, Snellings, Beikman, Goracke, Price, Behrens, and Throm. A quorum was present.

The minutes from the June 12th regular meeting were presented for approval. CM Throm moved; CM Snellings seconded to approve the minutes as presented. Motion carried by 8-0 voice vote.

PUBLIC COMMENTS:

1. **SKYFEST ALCOHOL REQUEST.** Rachel Frye President of the Chamber/Main Street thanked the Council and city staff for all the help they give to the Chamber/Main Street especially during events. Rachel requested the City allow alcohol consumption and sales at the Skyfest Celebration located at Lakeview Complex in the designated area. Chamber/Main Street has requested a special event permit to sell alcohol from the State of Kansas for the July 8th celebration. CM Price moved, CM Snellings seconded to allow sales and consumption of alcohol on July 8th at Lakeview Complex. Motion carried 7-1 with CM Throm voting no.
2. **SKYFEST PARKING.** Mandy Cook Chairman of the Convention & Tourism Committee answered questions from the Council about parking during the Skyfest. The upper parking lot at Lakeview Complex will be used for handicap parking. There will be a drop off point and people will be able to walk into the vendor and concert area. The committee is arranging parking at Landoll Lanes, Wyroc, Masonic Lodge, Airport, and the Berean Church. A shuttle will bring people from the parking areas to the complex.

BUSINESS AND DISCUSSION ITEMS:

1. **CONVENTION & TOURISM INTERIM DIRECTOR.** Mandy Cook Chairman of the Convention & Tourism Committee presented a request to hire Wayne Kruse as the part-time interim director from July 1 to December 31, 2023. Wayne was hired by Chamber/Main Street as their interim director for this 6-month period. CM Behrens stated at the Admin & Finance meeting when this was presented and discussed the C & T Director was not discussed. The City will continue to have discussions about the C & T Director partnered with the Chamber/Main Street Director. CM Throm moved, CM Snellings seconded to table this request and send it back to the Admin & Finance Committee. Motion carried unanimously.
2. **ORDINANCE 1920 RESTRICT PARKING.** *Ordinance 1920, AN ORDINANCE REGULATING THE PARKING OF VEHICLES ON CENTER STREET NEAR THE 7TH STREET INTERSECTION IN THE CITY OF MARYSVILLE.* An ordinance was presented restricting parking in the 600 block of Center Street in the parking spaces located next to the charging station. CM Throm moved, CM Price seconded to approve Ordinance 1920. Motion carried unanimously.

NOTICES AND HEARINGS:

1. **RESOLUTION 2023-26 NUISANCE AT 804 CAROLINA STREET.** Code Enforcement Officer Stock presented pictures and the Notice of Violation for 804 Carolina Street owned by Janet Wecker. Janet Wecker did not request a hearing, nor did she appear on May 8, 2023. CM Frye

moved, CM Keating seconded to approve Resolution 2023-26 setting a deadline of July 8, 2023, for the owner to abate the nuisance. Following July 8, the City will abate the nuisance and assess the costs to Janet Wecker. Motion carried unanimously.

2. **RESOLUTION 2023-27 NUISANCE AT 701 N 11th STREET.** Code Enforcement Officer Stock presented pictures and the Notice of Violation for 701 N 11th Street owned by Sheri E. Martin. Sheri Martin did not request a hearing, nor did she appear on May 22, 2023. CM Throm moved, CM Keating seconded to approve Resolution 2023-27 setting a deadline of July 8, 2023, for the owner to abate the nuisance. Following July 8, the City will abate the nuisance and assess the costs to Sheri E. Martin. Motion carried unanimously.
3. **RESOLUTION 2023-28 NUISANCE AT 207 ALSTON STREET.** Code Enforcement Officer Stock presented pictures and the Notice of Violation for 207 Alston Street owned by Ross W. Lockhart. Ross Lockhart did not request a hearing, nor did he appear on June 26, 2023. CM Throm moved, CM Keating seconded to approve Resolution 2023-28 setting a deadline of July 8, 2023, for the owner to abate the nuisance. Following July 8, the City will abate the nuisance and assess the costs to Ross W. Lockhart. Motion carried unanimously.
4. **RESOLUTION 2023-29 DANGEROUS/UNSAFE STRUCTURE 708 CALHOUN STREET.** BI Ralph presented pictures and a check list of violations regarding an unsafe structure at 708 Calhoun Street which is unfit for human habitation. After reviewing the memorandum, CM Keating moved, CM Snellings seconded to approve Resolution 2023-29 to condemn the property at 708 Calhoun Street and conduct a condemnation hearing on August 14, 2023. Motion carried unanimously.
5. **RESOLUTION 2023-30 DANGEROUS/UNSAFE STRUCTURE 511 N 8TH STREET.** BI Ralph presented pictures and a check list of violations regarding an unsafe structure at 511 N 8th Street which is unfit for human habitation. After reviewing the memorandum, CM Throm moved, CM Behrens seconded to approve Resolution 2023-30 to condemn the property at 511 N 8th Street and conduct a condemnation hearing on August 14, 2023. Motion carried unanimously.

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

1. Alcohol Consumption request from Wayne Kruse at Lee Dam Art Center August 4 for Squirrels Just Want to Have Fun Main Street/Chamber event.

APPROPRIATIONS ORDINANCE NO. 3800

1. Claims against the funds of the City were submitted for Council consideration as follows: General Fund, \$143,324.21; Water Revenue Fund, \$40,102.35; Sewage Revenue Fund, \$20,416.85; Street & Highway, \$3,218.40; Sewer Replacement Fund, \$20,392.72; Library Revolving Fund, \$9,818.52; Library, \$70,037.24; Library Employee Benefit, \$11,391.78; Swim Pool Sales Tax, \$22,321.35; Koester Block Maintenance, \$815.64; Employee Benefit, \$30,819.81; Transient Guest Tax, \$129.01; Municipal Equipment Reserve, \$45,100.00; Capital Improvements, \$10,960.00; Sales Tax Improvements, \$38,418.00; making a total of \$467,265.88.

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 \$467,265.88.
3. Motion to approve the appropriations ordinance carried by 8-0 roll call vote. City Clerk Holle assigned Ordinance No. 3800.

STAFF REPORTS:

CITY ADMINISTRATOR:

1. **HIGHWAY 36 MANHOLE PROJECT BID.** CA St. John presented a bid from Nowak Construction for \$774,414.80 to replace 5 manholes on Highway 36. This was the only bid and the engineer's estimate was \$239,957.60. CM Frye moved, CM Keating seconded to decline all bids. Motion carried unanimously. The project will be looked at again later.
2. **KDOT SEWER REPLACEMENT.** CA St. John presented bids for the replacement of the collapsed sewer on Center Street near the KDOT building. The bids were Jadwin Construction was \$153,188.00; Nowak Construction was \$232,221.00. CM Keating moved, CM Throm seconded to approve the low bid of \$ \$153,188.00 from Jadwin Construction. Motion carried unanimously. The project should begin August 28 and be completed by October 23.
3. **BUDGET WORKSHOP.** CA St. John suggested dates for a budget workshop and special meeting to set the budget for 2024 and complete the revenue neutral rate for the County Clerk. The Council set the date for the workshop at 6:00 p.m. on July 12 with a special meeting to follow.

STANDING COMMITTEE REPORTS:

STREET:

1. **JAYHAWK ROAD.** CM Snellings asked if the millings the Council discussed had been put on Jayhawk Road. The 100 ft of ground millings should start at 13th Street and go west. Don Bruna will apply the millings from a stockpile he has at his quarry.
2. **MANHOLE ON N 15TH STREET.** CM Goracke reported the manhole on N 15th Street between Carolina and Alston is low. The Street Department may be able to mill around the area.
3. **SIDEWALK ASSISTANCE POLICY.** CM Beikman said the sidewalk assistance policy should be explained to the public. The policy is for sidewalks that run parallel with the street for pedestrian use and must be ADA width which is 5 feet. The City reimburses half of the materials, but none of the labor. All questions should be directed to City Hall.
4. **CATCH BASIN N 20TH STREET.** CM Frye reported the catch basin on the northwest corner of N 20th Street has a large hole or wash out between the basin and the street.
5. **MASTIC USE.** CM Frye said the Street Department had used large amounts of mastic in some areas in the City especially in some curb and gutters. The Council questioned how mastic is used. Otoe Street has an asphalt curb and mastic was used to repair it. Usually, it is used to repair cracks in the streets prior to chip and seal. CM Keating said the Street Department does a good job and we should encourage them to continue.

WATER & WASTEWATER:

1. **LAGOON PROJECT.** CM Throm asked how the Lagoon Project is progressing. CA St. John reported the City had received the last extension from CBDG and the timeline has been set. The bid opening will be in July.

PARKS & RECREATION:

1. **POOL.** CM Throm asked if a company had been found to work on the pool leak. It will be scheduled soon.
2. **FIREWORKS AT LAKEVIEW.** CM Keating asked if the fireworks could be moved to the dirt infield. CM Price said he applies thousands of gallons of water to the area by the lake to reduce the chance of a fire starting from the fireworks. The Marysville Fire Department also has trucks to bring in case of fires.

CEMETERY/AIRPORT

POLICE AND FIRE

ADMINISTRATION AND FINANCE:

APPOINTMENTS:

CITY ATTORNEY: CA McNish reported the attorney list-serve has been discussing how nuisance violators can be notified. Some cities use personal service for delivery.

EXECUTIVE SESSION:

ROUND TABLE DISCUSSION:

1. **SIGN PERMITS.** CM Snellings said she had a complaint from a realtor about the City requiring sign permits. The permits are only required if the realtor sign is 9 square feet or more. This is in City Code.

There being no further business, at 8:29 p.m. CM Keating moved to adjourn, CM Goracke seconded. Motion carried unanimously.

Cindy Holle
City Clerk