

Regular Meeting
City Hall, Marysville, Kansas-July 8, 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 Administrator Haverkamp 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, Schrater, and Throm. A quorum was present. CM Goracke was absent.

Mayor Frye asked if the Council would like to add item 13 to the agenda to discuss a morning pool party for the Marysville Public Library. After discussion about procedures CM Schrater moved, CM Snellings seconded to add item 13 to the agenda. Motion carried 5-2 with CM Behrens and CM Throm voting no.

The minutes from the June 24th regular meeting were presented for approval. CM Schrater moved; CM Throm seconded to approve the minutes as presented. Motion carried by 7-0 voice vote.

PUBLIC COMMENTS:

BUSINESS AND DISCUSSION ITEMS:

- 1. SQUIRRELS JUST WANNA HAVE FUN REQUESTS.** Ashley Kracht representing the event committee for Squirrels Just Wanna Have Fun asked the City to close the alley behind the Wagon Wheel at 703 Broadway and the Helvering parking lot from noon to midnight on Friday, August 9. This will be a gathering space and a place for the DJ. The Wagon Wheel will do an extension of premises to sell alcohol in this area. CM Throm moved; CM Keating seconded to approve the alley closure and the Helvering parking lot on August 9 from noon until midnight if the committee talks with the Helvering Center. Motion carried 6-0-1. CM Snellings abstained, she is on the committee and works at the Wagon Wheel.
- 2. RESOLUTION NO. 2024-12 EXTENSION OF PREMISES.** The Wagon Wheel requested an extension of premises for the Squirrels Just Wanna Have Fun event on August 9. They will close the alley directly behind their business at 703 Broadway and extend into the Helvering parking lot from noon until midnight. *A RESOLUTION TEMPORARILY EXEMPTING CERTAIN PORTIONS OF THE CITY OF MARYSVILLE, KANSAS FROM THE PROHIBITIONS ON THE DRINKING OR CONSUMPTION OF ALCOHOL AND/OR CEREAL MALT BEVERAGE WITHIN THE CORPORATE LIMITS OF THE CITY OF MARYSVILLE, KANSAS.* CM Throm moved; CM Keating seconded to approve Resolution 2024-12. Motion carried 6-0-1. CM Snellings abstained; she works at the Wagon Wheel.
- 3. LETTER OF INTENT-RFP FRONTIER DEVELOPMENT GROUP.** The Letter of Intent which was approved at the council meeting on June 24 with Frontier Development Group was presented for Council information. Tyler Holloman from FDG attended the meeting to answer questions and discuss the RHID (Redevelopment Housing Incentive District) process. Tyler explained the RHID would be handled by the Kansas Department of Commerce. The taxes on the improvements to the Koester Block commercial property improvements for housing are eligible if approved by the Kansas Department of Commerce to have the property rebated back to them for up to 25 years. The amount rebated back to FDG cannot be more than the eligible expenses paid to rehabilitate the property. There are 4 steps that will need to be completed to become eligible for this rebate process. Council consensus was to support the RHID process. Tyler said FDG would try to keep disruption to a minimum for the businesses while the

apartment rehabilitation is completed. They will also be completing upgrades to the business spaces.

4. **RESOLUTION NO. 2024-13 LETTER OF SUPPORT.** Tyler Holloman from FDG asked the City for a resolution of support for upper story housing in the commercial properties in the Koester Block. This will accompany his SHOVL (Startup Housing Opportunity Venture Loan) loan application. This is a loan to FDG, and the City is not liable. CM Behrens moved, CM Snellings seconded, to approve Resolution 2024-13 *A RESOLUTION OF SUPPORT BY THE CITY COUNCIL OF THE CITY OF MARYSVILLE, MARSHALL COUNTY, KANSAS FOR SUPPORT OF A STARTUP HOUSING OPPORTUNITY VENTURE LOAN (SHOVL) TO CONSTRUCT SECOND STORY HOUSING.* Motion carried unanimously.
5. **2024-2025 LIBRARY AGREEMENT.** Library Director Mandy Cook presented the Library Agreement for the library's board. This is the 2nd year an agreement has been signed for their use of the City's building. CM Beikman moved; CM Throm seconded to approve the 2024-25 Library Building Agreement. Motion carried unanimously.
6. **RESOLUTION 2024-07 STOP SIGN 14TH & CALHOUN.** Resolution 2024-07 *A RESOLUTION AUTHORIZING INSTALLATION OF STOP SIGNS ON ALL FOUR CORNERS OF FOURTEENTH STREET AT THE INTERSECTION OF CALHOUN STREET IN THE CITY OF MARYSVILLE, MARSHALL COUNTY, KANSAS* was presented for approval. CM Schrater moved, CM Snellings seconded to approve Resolution 2024-07. Motion carried unanimously.
7. **RESOLUTION 2024-08 STOP SIGN 15TH & LARAMIE.** Resolution 2024-08 *A RESOLUTION AUTHORIZING INSTALLATION OF STOP SIGNS ON ALL FOUR CORNERS OF FIFTEENTH STREET AT THE INTERSECTION OF LARAMIE STREET IN THE CITY OF MARYSVILLE, MARSHALL COUNTY, KANSAS* was presented for approval. CM Schrater moved, CM Beikman seconded to approve Resolution 2024-08. Motion carried unanimously.
8. **RESOLUTION 2024-09 STOP SIGN 4TH & BROADWAY.** Resolution 2024-09 *A RESOLUTION AUTHORIZING INSTALLATION OF STOP SIGNS ON BROADWAY STREET AT THE INTERSECTION OF FOURTH STREET IN THE CITY OF MARYSVILLE, MARSHALL COUNTY, KANSAS* was presented for approval. CM Schrater moved, CM Throm seconded to approve Resolution 2024-09. Motion carried unanimously.
9. **RESOLUTION 2024-10 STOP SIGN 14TH & BROADWAY.** Resolution 2024-10 *A RESOLUTION AUTHORIZING INSTALLATION OF STOP SIGNS ON BROADWAY STREET AT THE INTERSECTION OF FOURTEENTH STREET IN THE CITY OF MARYSVILLE, MARSHALL COUNTY, KANSAS* was presented for approval. CM Schrater moved, CM Throm seconded to approve Resolution 2024-10. Motion carried unanimously.
10. **RESOLUTION 2024-11 STOP SIGN 13TH & CAROLINA.** Resolution 2024-11 *A RESOLUTION AUTHORIZING INSTALLATION OF STOP SIGNS ON BROADWAY STREET AT THE INTERSECTION OF THIRTEENTH STREET IN THE CITY OF MARYSVILLE, MARSHALL COUNTY, KANSAS* was presented for approval. CM Schrater moved, CM Throm seconded to approve Resolution 2024-11. Motion carried unanimously.
11. **REVIEW ORDINANCE 1870 & 1912 UTVS.** CM Schrater asked to review the ordinances governing the use of UTVs and MUTs in the City of Marysville. After Council discussion with input also from PC Simpson, CM Schrater moved, CM Beikman seconded to amend the City Code to remove the restrictions on UTVs and MUTs to allow them to be driven on any public street, road, highway or alley in the corporate city limits and to allow them to be driven any time of day with proper use of lights. Motion carried 6-1 with CM Behrens voting no. CM Schrater moved, CM Snellings seconded to write an ordinance to declare the Police Department's UTV as an authorized emergency vehicle as defined in Kansas Statute 8-1404. Motion carried unanimously.

- 12. NORDHUS MOTOR STORM SEWER FINANCING.** CA Haverkamp presented several financing options for the Nordhus Motor Storm Sewer Project: Lease/Purchase-Citizens State Bank and First Commerce Bank Option 1-\$1,256,000; Option 2-\$1,300,000; both with semi-annual payments beginning April 1, 2025, for 20 installments the final due October 1, 2034. The funds will be advanced as needed and the interest rate will be 4.98%. GO Bonds through Ransom Financial Option 1-\$1,305,000 10-year payback All Inclusive Cost 4.77156%; Option 2 \$1,305,000 15-year payback All Inclusive Cost 4.6517658%; \$1,305,000 20-year payback All Inclusive Cost 4.7506495%. CM Behrens moved, CM Throm seconded to approve Option 1 Lease/Purchase with Citizens State Bank and First Commerce Bank for \$1,256,000. Motion carried unanimously.
- 13. SATURDAY MORNING POOL PARTY.** Library Director, Mandy Cook presented a late request for a pool party on Saturday, July 20 from 10:00 a.m. to noon. The time is outside the limits set in the Pool Handbook. This party will be for children ages 0-9 years old. The library will pay the normal fee of \$150. CM Schrater moved, CM Throm seconded to allow the pool party on Saturday, July 20 from 10:00 a.m. to noon. Motion carried 6-1 with CM Behrens voting no.

NOTICES AND HEARINGS:

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

1. Convention & Tourism funding request: Annual Printing Fees, \$2,000; Contract with The Middle for Web Hosting, \$600; Carla Patterson Training to educate museum personnel, \$2,000 totaling \$4,600.00.
2. Superior Excavating, LLC, Request #6, \$289,572.83 lagoon project.
3. The City Clerk's Report for May showed \$44,790.89 collected in receipts with a like amount being deposited with the City Treasurer.
4. Cash balances in funds were presented as well as outstanding debt and receivable balances. Revenue/Expenditure Budget Reports through June 2024 showed unadjusted accumulated revenues in the General Fund of \$2,412,326 or 82% of budget; Water Revenue Fund, \$417,245 or 46% of budget, Sewer Revenue Fund, \$395,233 or 51% of budget. Unadjusted statement of expenditures in the General Fund totaled \$1,588,482 or 48% of budget, Water Revenue Fund, \$568,960 or 44% of budget, and Sewer Revenue Fund, \$389,766 or 31% of budget.
5. The Municipal Judge's Report for June showed \$1,189.50 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. 3826

1. Claims against the funds of the City were submitted for Council consideration as follows: General Fund, \$165,617.67; Water Revenue Fund, \$21,508.14; Sewer Revenue, \$12,822.96; Sewer Replacement Fund, \$46,852.00; Library Revolving Fund, \$6,856.23; Swim Pool Sales Tax Fund, \$28,372.84; Koester Block Maintenance, \$1,271.58; Employee Benefit Fund, \$10,280.17; Transient Guest Tax, \$12,709.97; Sales Tax Improvement Fund, \$84,717.83 making a total of \$391,009.39.

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 Schrater seconded to approve the appropriations ordinance totaling \$391,009.39.
3. Motion to approve the appropriations ordinance carried by 7-0 roll call vote. City Clerk Holle assigned Ordinance No. 3826.

STAFF REPORTS:

CITY ADMINISTRATOR:

1. **SKYFEST.** CA Haverkamp reminded Skyfest will be July 13 at Lakeview Complex and volunteers are still needed.
2. **POOL REPAIRS.** The pool was closed today to repair the gasket on the sand filter but should be back up and running tomorrow.
3. **LEAGUE OF KANSAS MUNICIPALITIES CONFERENCE.** The League conference will be held in Wichita on October 10-12. Please let us know before July 21 if you wish to go.

STANDING COMMITTEE REPORTS:

APPOINTMENTS:

EXECUTIVE SESSION:

COUNCIL COMMENTS:

1. **HOUSING ON BROADWAY.** CM Ferris said she was hearing concerns about people allowed to live downtown on the ground floors of buildings on Broadway. The City has a regulation in place that does not allow people to live on the ground floor those spaces are for business purposes only.
2. **LOW-HANGING TREE BRANCHES.** CM Beikman reported there is a low hanging branch on a tree at 9th Street and Laramie.
3. **TRASH FROM FIREWORKS.** CM Schrater asked citizens to respect their neighbors and pick-up the trash from their fireworks and not to shoot fireworks in their neighbors' property.
4. **18TH STREET.** CM Schrater said citizens on 18th Street had complaints about holes at the end of their driveways.
5. **11TH ROAD STATUS.** Mayor Frye asked if there is any update on the status of the 11th Road project. CA Haverkamp said CES told him the bid request should be out in the first or second week in July.
6. **FLAGS ON NEW STOP SIGNS.** Mayor Frye asked if the City could put red flags on the tops of the new stop signs to draw attention to them when they are placed at the new intersections.

There being no further business, at 8:15 p.m. CM Throm moved to adjourn, CM Snellings seconded. Motion carried unanimously.

Cindy Holle
City Clerk