

Regular Meeting
City Hall, Marysville, Kansas-July 22, 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, City Attorney Westbrook 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, Throm and Goracke. A quorum was present.

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

The minutes from the July 16th special meeting were presented for approval. CM Throm moved, CM Schrater seconded to approve the minutes as presented. Motion carried by 8-0 voice vote.

PUBLIC COMMENTS:

1. **EAGLE SCOUT PROJECT AT POOL.** Michael Pils, 1401 South St, Ward 4 is an Eagle Scout in Troop 180, and he would like to build a storage facility at the Aquatic Center for the swim team equipment. Mayor Frye said no decision would be made during public comments. Michael gave CC Holle copies of his plan which will be distributed to the Council.
2. **MARYSVILLE PUBLIC LIBRARY.** Mandy Cook, director of the Marysville Public Library reported on the summer programs which have been completed. Their next programs will begin at the end of August.

BUSINESS AND DISCUSSION ITEMS:

1. **6TH ANNUAL PONY EXPRESS HALF MARATHON & 5K.** St Gregory Catholic School and PTO asked permission to have a half marathon starting at 8:00 a.m. followed by a 5K race starting at 8:15 a.m. on September 7. The races will begin and end at the arch on Broadway used by the Gravel Dash. CM Beikman moved, CM Snellings seconded to allow the Pony Express Half Marathon and 5K with assistance from the Police Department at the intersection of 8th and Broadway and 8th and Center to start the race. There will be small signs placed along the course on the edge of the streets. Motion carried unanimously.
2. **11TH ANNUAL PONY EXPRESS 120 GRAVEL DASH.** Wayne Kruse Chamber Main Street director presented requests of the City for the Gravel Dash on September 6th and 7th as follows: close Hedrix Avenue September 6th at 2:00 p.m. from Alston to Calhoun; erect the Chamber Mainstreet tent west of the Pony Statue in the grass; erect the City's blue tent east of the statue close to the sidewalk on Broadway; treat the grass for mosquitos; turn off the sprinkler system on September 5th and 6th; turn on outside water faucet and electrical outlets at Chamber building; allow overflow camping on 7th Street between Walnut and Elm; clean highway shoulders on Highway 36 and Highway 77 overpasses; close Broadway from 6th Street to 8th Street and part of S 7th Street from 5:00 a.m. to 8:00 p.m. on September 7th the committee will set out cones and barricades; close 8th Street from Broadway to Elm from 6:00 a.m. to 11:00 p.m. including the alley entrances; and allow alcohol consumption on Broadway from 6th Street to 8th Street and 8th Street from Broadway to Elm from 10:00 a.m. to 11:00 p.m. CM Snellings moved; CM Schrater seconded to approve the Gravel Dash requests. Motion carried unanimously.
3. **11TH ROAD SOUTH DISCUSSION.** Rob Peschel, representative from CES, spoke to the Council about the 11th Road project. Estimated costs would be \$850,000 to \$970,000 to complete the road and lower the utilities. The plans will be completed for bidding soon. These plans will lower the

road when traveling from the north to the south to increase the site distance. Some parts of the road will be raised to help with the water topping the road during the large rain events. Consensus of Council is to search for a funding mechanism and complete the entire project in one phase.

4. **ORDINANCE 1926 UTVS.** Ordinance 1926 *AN ORDINANCE AMENDING ARTICLE 5 UTILITY TERRAIN VEHICLES & MICRO UTILITY TRUCKS, SECTION 14-502 OF CHAPTER XIV TRAFFIC IN THE CODE OF THE CITY OF MARYSVILLE.* This change would allow UTVs and MUTs to drive after sunset and allow them to be driven upon the highways within the corporate city limits. CM Schrater moved; CM Throm seconded to approve Ordinance 1926. Motion carried 7-1 with CM Behrens voting no.
5. **ORDINANCE 1928 LOADING/UNLOADING ZONE ON CENTER STREET.** Ordinance 1928, *AN ORDINANCE AMENDING ARTICLE 2, SECTION 14-213 OF THE MARYSVILLE CITY CODE PROVIDING FOR 30 MINUTE LOADING/UNLOADING ZONE.* Ordinance 1928 would amend the City Code to designate the first three parking stalls on the south side of Center Street east 8th Street as a 30-minute loading/unloading zone. CM Throm moved; CM Keating seconded to approve Ordinance 1928. Motion carried 8-0.
6. **RESOLUTION 2024-14 NUISANCE 1505 BROADWAY.** Resolution 2024-14 was presented with pictures and the Notice of Violation for 1505 Broadway Street owned by Juan and Laura Mortero. Juan or Laura did not request a hearing, nor did they appear on July 8, 2024. It was reported at the Council meeting the nuisance has been cleaned up. The Council took no action.
7. **BACK TO SCHOOL HAPPY HOUR.** Marysville Chamber MainStreet asked to consume alcohol on city property on the Koester Block near the gazebo on August 15 from 4:00 p.m. to 5:30 p.m. for a Back-to-School Happy Hour. CM Keating moved; CM Snellings seconded to allow the consumption of alcohol on City property. Motion carried unanimously.

NOTICES AND HEARINGS:

CONSENT AGENDA.

The Consent Agenda was presented for consideration. CM Throm moved; CM Schrater seconded to approve the Consent Agenda. Motion carried 8-0. The Consent Agenda consisted of the following:

1. Alcohol consumption request-Chamber MainStreet August 15 Koester Block Park for a Back-to-School Happy Hour.

APPROPRIATIONS ORDINANCE NO. 3827

1. Claims against the funds of the City were submitted for Council consideration as follows: General Fund, \$97,654.44; Water Revenue Fund, \$43,560.02; Sewage Revenue Fund, \$70,381.64; Bond & Interest #1, \$143,271.73; Library Revolving Fund, \$12,208.33; Swimming Pool Sales Tax, \$40,551.92; Special Law, \$636.70; Koester Block Maintenance, \$1,795.99; Employee Benefit, \$34,318.13; Transient Guest Tax, \$8,457.34; Sales Tax Improvements, \$34,295.67; making a total of \$487,131.91.
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 \$487,131.91.

3. Motion to approve the appropriations ordinance carried by 8-0 roll call vote. City Clerk Holle assigned Ordinance No. 3827.

STAFF REPORTS:

CITY ADMINISTRATOR:

1. **SKYFEST.** CA Haverkamp said Skyfest was a good time, and the fireworks were nice.
2. **POOL INCIDENT.** There was an incident at the pool on July 13th and the Police Department issued a citation.

STANDING COMMITTEE REPORTS:

1. **STREET COMMITTEE.** The Street Committee to discuss parking in the alley. They will meet again on Monday, July 29 at 6:00 p.m.
2. **PARKS & REC COMMITTEE.** The Parks & Rec Committee will meet Wednesday, August 7th at 5:30 p.m.

APPOINTMENTS:

CITY ATTORNEY:

1. **STORM SIREN EASEMENT.** CA Westbrook reported he is working on an easement to place the storm siren near Keystone Addition.
2. **MLNARIK CONDEMNATION.** CA Westbrook said he will file a motion to dismiss the condemnation of 205 Calhoun as Walter Mlnarik sold the property before the condemnation was completed. The condemnation will need to be issued to the new owner.

EXECUTIVE SESSION:

COUNCIL COMMENTS:

1. **NUISANCE SPREADSHEET.** CM Snellings asked if the completed nuisance clean-ups could be removed from the spreadsheet to make it easier to read. She also questioned the length of time it took to complete some nuisances.
2. **COMPLAINTS ON NEW STOP SIGNS.** CM Ferris said she has received several complaints on the new stop signs. She asked if the Street Department could add a second flag to the signs. There is a tree blocking the sign at 13th Street and Carolina.
3. **NAILS FROM FIREWORKS.** CM Keating apologized for the nails left in the grass at Lakeview Complex after the fireworks display.
4. **ORDINANCE 1900.** CM Beikman asked to have the Ordinance 1900 and some others Terry Hughes had been researching brought back to Council for discussion.
5. **STOP SIGN COMPLAINTS.** CM Throm and CM Goracke reported they had complaints about the new stop signs.
6. **THANK-YOU 18TH STREET.** CM Schrater said he had received a thank-you from the residents on 18th Street for repairing their street.
7. **PARKS & REC COMMITTEE MEETING.** Mayor Frye said there will be a Parks & Rec Committee meeting Wednesday, August 7 to discuss a proposed fitness court and possibly a splash pad. Also, at the meeting they will discuss moving the locomotive in City Park. This meeting will

be the beginning of the negotiations with Marshall County Sports and Recreation as required per their contract.

8. **LAGOON WETLAND PROJECT.** The Council suggested the City write a simple article describing the new lagoon and wetland project for publishing in the Advocate.

There being no further business, at 8:02 p.m. CM Keating moved to adjourn, CM Throm seconded.
Motion carried unanimously.

Cindy Holle
City Clerk