

Regular Meeting
City Hall, Marysville, Kansas-August 14, 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 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 July 24th regular meeting were presented for approval. CM Throm moved; CM Keating seconded to approve the minutes as presented. Motion carried by 8-0 voice vote.

PUBLIC COMMENTS:

1. **VERNITA PEEKS 400 N 18TH STREET.** Vernita Peeks addressed the Council concerning Feldhausen Field and Marshall County Sports and Recreation. Vernita asked the Council to monitor how the property line is sprayed by MSR. She also voiced concerns about access to the ballfield when games are not being played.

BUSINESS AND DISCUSSION ITEMS:

1. **TENNIS COMMUNITY REQUEST.** Mary Kessinger-Wassom representing some of the community players of tennis and pickleball are requesting the City name the tennis court facility the “Kramer Family Tennis Complex” to honor the Kramer Family who donated to the rehabilitation of the tennis courts. CM Beikman moved to approve naming the tennis courts the Kramer Family Tennis Complex, CM Keating seconded. Motion carried unanimously.
2. **MARYSVILLE HISTORIC DISTRICT.** Sarah Kessinger Main Street Design Committee member and Wayne Kruse Chamber/Main Street Interim Director are trying to establish a historic district in downtown Marysville from 4th Street to 13th Street on Broadway. This would allow tax credits to be used for rehabilitation of the buildings located in this district. A survey is required to make an application. Chamber/Main Street would like the City to contribute \$5,000.00 toward the survey which will be completed by Spencer Preservation. The Council suggested the CMS Board research parking downtown if they are proposing housing upstairs of the businesses. CM Frye moved, CM Throm seconded to contribute \$5,000. from the Industrial Fund for the survey. Motion carried unanimously.
3. **CONVENTION & TOURISM REPORT.** Wayne Kruse Interim Director for C&T presented an update on the visitors to Marysville and ideas to increase the number of visitors to our City. He also is working to find ways to encourage visitors to stay in the motels.
4. **SALES TAX INTERLOCAL AGREEMENT.** Marshall County Commissioner Jon Ungerer addressed the Council requesting the City sign an interlocal agreement allowing Marshall County to keep the entire sales tax if the voters approve a county wide sales tax to fund a new jail. The proposed sales tax would cease when the bond for the facility is paid off. CM Keating moved; CM Snellings seconded to allow Marshall County to keep the entire sales tax collected to fund a new jail facility. Motion carried 6-2. CM Frye and CM Throm voted no.
5. **FARM BUREAU BLOCK PARKING ON BROADWAY.** Farm Bureau is having a grand opening at their new office location at 811 Broadway. They would like to block the parking spaces in front of their business from 6 p.m. to 8 p.m. on Wednesday, August 23 to serve ice cream. CM

Throm moved, CM Frye seconded to allow the closure of the parking spaces in front of 811 Broadway. Motion carried unanimously.

6. **ECONOMIC DEVELOPMENT REIMBURSEMENT 300 CALHOUN.** Raymond and Mara Marquardt are requesting demolition reimbursement of up to \$2,500.00 to remove the house at 303 Laramie which is in a qualifying subdivision and was condemned. The Marquardt's will leave the garage and make repairs to it. CM Frye moved, CM Throm seconded to allow the economic development reimbursement for the house at 303 Laramie. Motion carried unanimously.
7. **ECONOMIC DEVELOPMENT REIMBURSEMENT 1301 CALHOUN.** Paul Cabaron is requesting demolition reimbursement of up to \$2,500.00 to remove the house at 1301 Calhoun which is in a qualifying subdivision and was condemned. CM Throm moved, CM Goracke seconded to allow the economic development reimbursement for the house at 1301 Calhoun. Motion carried unanimously.
8. **STORMWATER MANAGEMENT PLAN 611 S 17TH ST.** A stormwater management plan for 611 S 17th Street (Kansas Gas Building) was presented by City Inspector Ralph. The plan was reviewed by the Planning & Zoning Commission. CM Throm moved, CM Snellings seconded to approve the stormwater management plan for 611 S 17th Street. Motion carried unanimously.

NOTICES AND HEARINGS:

1. **RESOLUTION 2023-42 NUISANCE AT 1005 CALHOUN STREET.** Code Enforcement Officer Stock presented pictures and the Notice of Violation for 1005 Calhoun Street owned by Natasha Mett. Natasha Mett did not request a hearing, nor did she appear on April 10, 2023. CM Throm moved, CM Keating seconded to approve Resolution 2023-42 setting a deadline of August 26, 2023, for the owner to abate the nuisance. Following August 26, the City will abate the nuisance and assess the costs to Natasha Mett. Motion carried unanimously.
2. **CONDEMNATION HEARING 708 CALHOUN (RICHARD BRYAN).** Mayor Barnes conducted a condemnation hearing on the property owned by Richard Bryan located at 708 Calhoun. BI Ralph reported Richard was out of town and would be returning at the end of August. Richard asked for an extension to complete paperwork for an Economic Development Reimbursement to remove the structure. CM Throm moved, CM Keating seconded to extend the demolition date to September 6, 2023. Motion carried unanimously.
3. **CONDEMNATION HEARING 511 N 8TH STREET (PATRICIA WASSENBERG).** BI Ralph reported the structure on this property has been removed.

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. Cash balances in funds were presented as well as outstanding debt and receivable balances. Revenue/Expenditure Budget Reports through July 2023 showed unadjusted accumulated revenues in the General Fund of \$2,533,887 or 89% of budget; Water Revenue Fund, \$494,451 or 55% of budget, Sewer Revenue Fund, \$449,123 or 58% of budget. Unadjusted statement of expenditures

in the General Fund totaled \$1,864,065 or 58% of budget, Water Revenue Fund, \$478,879 or 37% of budget, and Sewer Revenue Fund, \$375,389 or 27% of budget.

2. The Municipal Judge's Report for July showed \$2,407.50 being deposited with the City Treasurer and \$411.50 being forwarded to the State Treasurer for Judicial Branch Education, court costs and law enforcement training.

APPROPRIATIONS ORDINANCE NO. 3803

1. Claims against the funds of the City were submitted for Council consideration as follows: General Fund, \$227,498.13; Water Revenue Fund, \$31,575.63; Sewage Revenue Fund, \$18,619.36; Bond & Interest Account #1A Fund, \$24,689.78; Library Revolving Fund, \$13,862.30; Swim Pool Sales Tax, \$30,155.93; Koester Block Maintenance, \$2,346.12; Employee Benefit, \$18,409.26; Transient Guest Tax, \$2,425.75; Sales Tax Improvements, \$94,492.88; making a total of \$464,075.14.
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 Beikman seconded to approve the appropriations ordinance totaling \$464,075.14.
3. Motion to approve the appropriations ordinance carried by 8-0 roll call vote. City Clerk Holle assigned Ordinance No. 3803.

STAFF REPORTS:

CITY ADMINISTRATOR:

1. **VERIZON CELLPHONE TOWER.** CA St. John presented a cell tower agreement with Verizon to place a 185' tower on City property on S 17th Street in the Industrial Park. Verizon Wireless would lease the land south of the Water Plant for \$11,400 a year with a 5% increase in rent every 5 years. CM Keating moved, CM Throm seconded to approve the agreement with Verizon Wireless upon approval of the Planning & Zoning Commission. Motion carried unanimously.
2. **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.
3. **LKM CONFERENCE.** CA St. John reminded the Council the League of Kansas Municipalities will have their conference October 7-9 in Wichita if anyone is interested in attending.

MERT OTT ADDRESSED THE COUNCIL. Mert Ott gave his opinion on the proposed Marshall County jail. Mert then asked about sales tax charged on vehicles purchased locally.

STANDING COMMITTEE REPORTS:

STREET:

1. **6TH & KOESTER CATCH BASIN.** CM Throm asked when the catch basin on the corner of 6th and Koester Street will be completed. There have been new storm sewer pipes installed and the hole has been open for 9 months.

2. **WATER PROJECT ON N 10TH STREET.** CM Snellings said there was a water leak on N 10th or 11th that began several months ago and has not been completed.
3. **JAYHAWK ROAD MILLINGS.** CM Keating reported the millings applied to Jayhawk Road looks promising.
4. **700 CALHOUN.** CM Snellings said if the millings work on Jayhawk Road she would like to see them applied to N. 7th Street. She also asked about replacing the curb at 700 Calhoun.
5. **11TH AND 12TH ROAD.** The Council asked if there is an update on the engineering on 12th Road and Keystone. Also, the status of the easements needed to complete 11th Road was discussed.
6. **PAINTING MARKINGS ON NORTH STREET.** CM Frye asked if the City could paint traffic markings on the corner of North Street and 11th Road for pedestrians.

WATER & WASTEWATER:

1. **CATCH BASIN N 10TH STREET.** CM Frye asked if the catch basin on the NW corner of 10th and Center could be repaired.
2. **MARQUARDT INSURANCE CLAIM.** CM Snellings reported the sewer back-up claim by Marquardt's had not been answered by the insurance company.
3. **WELLS.** CM Throm asked for a report on the levels of the wells in the City well field.

PARKS & RECREATION:

1. **KOESTER HOUSE MUSEUM.** CM Snellings asked if the Koester Museum heat was ready for the winter. The heat has been repaired on the main floor and all the pipes are broken upstairs so the heat upstairs has not been completed.
2. **POOL REPAIRS.** CM Price asked about the pool repairs. CA St. John said Manhattan Energy Center had arrived today and were accessing the repairs that are needed.
3. **CITY PARK RESTROOMS.** CM Beikman asked about the condition of the City Park restrooms. A renovation was included in the 2024 budget.

CEMETERY/AIRPORT:

1. **CEMETERY FLOWERS.** CM Beikman reminded citizens that all flowers and decorative devices on graves need to be removed by June 10th after Memorial Day.

POLICE AND FIRE:

ADMINISTRATION AND FINANCE:

1. **CONVENTION & TOURISM DIRECTOR.** CM Behrens reported she and the Mayor met July 27th with Convention & Tourism members and Chamber/Main Street members to begin setting a job description and advertising for a director. Creating an executive committee consisting of 2 members from each organization to oversee this employee.
2. **KOESTER BLOCK RENTALS.** CM Frye asked if the Koester Block apartment and building on Elm had been advertised. The pop up shop during the Christmas Holiday would like to use the building on Elm.

APPOINTMENTS:

CITY ATTORNEY:

EXECUTIVE SESSION:

ROUND TABLE DISCUSSION:

There being no further business, at 8:53 p.m. CM Throm moved to adjourn, CM Goracke seconded. Motion carried unanimously.

Cindy Holle
City Clerk