

Regular Meeting  
City Hall, Marysville, Kansas-October 23, 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 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 October 9<sup>th</sup> regular meeting were presented for approval. CM Throm moved; CM Price seconded to approve the minutes as presented. Motion carried by 8-0 voice vote.

The minutes from the October 16<sup>th</sup> special meeting were presented for approval. CM Throm moved; CM Behrens seconded to approve the minutes as presented. Motion carried by 8-0 voice vote.

**PUBLIC COMMENTS:**

1. **CHERIE FERRIS.** Cherie Ferris, Ward 4, addressed the Council stating she had received a certified letter about a car. The car belonged to the neighbor in the duplex she lives in. She said the neighbor has rectified the problem.
2. **KOESTER MUSEUM FOUNDATION.** Sharon Kessinger representing the Koester Museum Foundation said they would like the Council to consider allowing the Koester Museum to stay open during the winter. She will make a presentation at the next Council meeting.

**BUSINESS AND DISCUSSION ITEMS:**

1. **CHRISTMAS HOLIDAY SCHEDULE.** The Christmas Holiday falls on Sunday and Monday. In order to be closed for the holidays on Monday and Tuesday the City Council meeting would need to be moved to Wednesday, December 27. This meeting will be recessed instead of adjourned and a short meeting to pay the final invoices for the year will be held on Friday if possible. CM Throm moved, CM Frye seconded to move the City Council meeting to Wednesday, December 27.
2. **AUTHORIZED REPRESENTATIVE LAGOON PROJECT.** At the pre-construction meeting about the lagoon project the KDHE representative, NCRPC representative and the engineer asked for CC Holle to be added as an authorized representative for the project. The information for the project will be routed through CC Holle. CM Throm moved, CM Goracke seconded to appoint CC Holle as an authorized representative for the lagoon project. Motion carried unanimously.
3. **EASEMENT 1236 11<sup>TH</sup> ROAD.** Maps of the area at 1236 11<sup>th</sup> Road (Jeff Bartels) were presented. The City presently has a 40-foot easement from the property line. Jeff Bartels would like the City to return the easement back to him. CES representative Peschel said a portion of the easement must be retained to access the lift station. There is also a force main that is in the easement to the north. No action was taken. CM Behrens said council members need to make sure a serial meeting has not taken place because several members had met individually with Jeff Bartels about the easement on his property.
4. **INTERIM ADMINISTRATOR.** The resumes from 5 candidates were presented: Jeff Pederson, Richard Mann, Deck Shaver Jr, John Harrenstein, Kendal Francis. The Council discussed the candidates. The Council decided to interview 3 candidates by zoom on Monday, October 30 beginning at 5:30 p.m. as follows: Jeff Pederson, John Harrenstein, Kendal Francis. CC Holle will set up the interviews.

- 5. LIGHT POLES ON BROADWAY 6<sup>TH</sup> TO 7<sup>TH</sup>.** The cost to replace 2 poles on Broadway on the north side between 6<sup>th</sup> & 7<sup>th</sup> Street in front of the Marshall County Health Department was quoted from Sternberg Lighting. The 14 ft pole with the acorn light (like the trail lights) would cost \$3,100, the same pole with 4 globes would cost \$6050. Both are LED and the freight on each would be approximately \$200. The poles and lights from Sternberg would match the poles and lights the City currently has. A quote from Stanion Wholesale Electric was presented at the meeting. The cost for a 14 ft pole with an acorn style light would be \$2,895 without freight. After discussion CM Throm moved, CM Behrens seconded to purchase 2 poles with acorn lights from Sternberg. Motion carried unanimously. Staff will inquire about adding flag brackets and banner brackets.

#### **NOTICES AND HEARINGS:**

- 6. RESOLUTION 2023-59 NUISANCE AT 1411 ALSTON STREET.** Code Enforcement Officer Stock included pictures and the Notice of Violation for 1411 Alston Street owned by Pearl B Claeys and Cassandra Kabriel. Peal Claeys or Cassandra Kabriel did not request a hearing, nor did they appear on September 25, 2023. CM Throm moved, CM Keating seconded to approve Resolution 2023-59 setting a deadline of November 2, 2023, for the owner to abate the nuisance. Following November 2, 2023, the City will abate the nuisance and assess the costs to Pearl B Claeys and Cassandra Kabriel. Motion carried unanimously.
- 7. RESOLUTION 2023-60 NUISANCE AT 211 N 5<sup>TH</sup> STREET.** Code Enforcement Officer Stock included pictures and the Notice of Violation for 211 N 5<sup>th</sup> Street owned by Scott T Buck. Scott Buck did not request a hearing, nor did he appear on August 14, 2023. CM Throm moved, CM Beikman seconded to approve Resolution 2023-60 setting a deadline of November 2, 2023, for the owner to abate the nuisance. Following November 2, 2023, the City will abate the nuisance and assess the costs to Scott T Buck. Motion carried unanimously.

#### **CONSENT AGENDA.**

#### **APPROPRIATIONS ORDINANCE NO. 3808**

1. Claims against the funds of the City were submitted for Council consideration as follows: General Fund, \$125,277.16; Water Revenue Fund, \$54,002.24; Sewage Revenue Fund, \$84,523.55; Sewer Replacement Fund, \$67,026.05; Library Revolving Fund, \$11,530.28; Swim Pool Sales Tax, \$57.93; Koester Block Maintenance, \$1,497.61; Employee Benefit, \$33,708.36; Transient Guest Tax, \$5,693.87; Sales Tax Improvements, \$33,563.78 making a total of \$416,880.83.
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 \$416,880.83.
3. Motion to approve the appropriations ordinance carried by 8-0 roll call vote. City Clerk Holle assigned Ordinance No. 3808.

#### **STAFF REPORTS:**

#### **CITY CLERK:**

1. **BIOLOGY CLUB.** CC Holle thanked the Biology Club for cleaning up the roadway on North Street from 20<sup>th</sup> Street to 11<sup>th</sup> Road.

**STANDING COMMITTEE REPORTS:**

**STREET:**

**WATER & WASTEWATER:**

1. **LEAK AT 407 N 14<sup>TH</sup> STREET.** CM Snellings reported she was informed there is a water leak at 407 N 14th Street. Staff reported it stems from an abandoned service line and no customer is being billed for the usage. The Water Department is aware of the leak.
2. **WATER TAPS HEALTH DEPARTMENT.** CC Throm said several of the holes have been dug in the bricks on Broadway in front of the new health department where the water taps from the old buildings have been removed.

**PARKS & RECREATION:**

1. **POOL.** CC Holle reported the pool repairs are mostly completed. Manhattan Energy Center should finish soon.

**CEMETERY/AIRPORT:**

**POLICE AND FIRE:**

1. **JAKE BRAKES.** Mayor Barnes said he had received some complaints about the use of jake brakes on trucks with straight pipes.

**ADMINISTRATION AND FINANCE:**

1. **CHAMBER MAINSTREET DIRECTOR.** CM Behrens reported the hiring committee had met and only one person who is qualified applied for the Director position for the Chamber Mainstreet and Convention & Tourism. The previous contract has been adjusted for the new director's position. Wayne Kruse is the interim director who will be hired as the new director.
2. **ADMINISTRATOR SEARCH.** CM Keating asked to have the City Administrator brochure discussed at the special meeting when the Interim Administrator's zoom interviews are conducted.

**APPOINTMENTS:** Planning Commission Alternates – Steve Blumer and Clint Friedrichs. CM Throm moved; CM Snellings seconded to approve the mayor's appointments. Motion carried unanimously.

**CITY ATTORNEY:** CA McNish reported the City would need to pay \$250 for the past use of an internet picture of a black squirrel.

CA McNish read Kansas Statute KSA 75-4318F regarding interactive meetings of council members outside of a public meeting.

**EXECUTIVE SESSION:**

**ROUND TABLE DISCUSSION:**

1. **BLACK SQUIRREL NIGHT.** CM Throm said everyone should attend Black Squirrel Night on Thursday. The City Council will serve coffee and donuts at 617 Broadway (old PD) from 5 p.m. to 7 p.m.
2. **CAMERA ON 617 BROADWAY.** CM Beikman and CM Behrens reported the camera on the building at 617 Broadway is low and should probably be raised higher.

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

Cindy Holle  
City Clerk