

Regular Meeting  
City Hall, Marysville, Kansas-October 24, 2022

Members of the Governing Body of the City of Marysville were called to order in 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.

The minutes from the October 10, 2022, regular meeting were presented for approval. CM Throm moved; CM Snellings seconded to approve the minutes as presented. Motion carried 8-0 voice vote.

**PUBLIC COMMENTS:**

1. **KOESTER HOUSE MUSEUM HEAT.** Sharon Kessinger asked when the radiators and pipes would be completed so they could heat the Koester House Museum. CA St. John told her the radiators had been painted and delivered to the Museum. The City is waiting for the contractor to hook up the system. CM Keating suggested he could contact the contractor.
2. **ECONOMIC DEVELOPMENT 1507 SOUTH ST.** Sindy Snyder who owns the property at 1507 South Street has an Economic Development reimbursement grant which has today as the date for completion of the demolition. Sindy asked for an extension to finish the project. CM Throm moved to extend the Economic Development for 30 days, CM Price seconded. Motion carried unanimously.

**BUSINESS AND DISCUSSION ITEMS:**

1. **BLACK SQUIRREL NIGHT.** Stacie Mayer, Chamber/Main Street Director requested Broadway be blocked from 10<sup>th</sup> Street to the 7<sup>th</sup> Street Corridor from 5:00 p.m. to 8 p.m. on Thursday, October 27<sup>th</sup>, 2022. Trunk or Treat will begin at 5:00 p.m. and the Costume Contest will begin at 6:00 p.m. CM Throm moved to close Broadway on October 27<sup>th</sup>, 2022, for Black Squirrel Night, CM Goracke seconded. Motion carried unanimously.
2. **JAG GRANT RECEIPT.** The Police Department received a JAG grant from the Kansas Criminal Justice Coordinating Council for \$46,368. This grant will be used to put radar, radios, cameras, and antennas in the new Explorer and will outfit two more in future. CM Throm moved, CM Keating seconded to accept the JAG Grant. Motion carried unanimously. PC Simpson asked the Council to approve the purchases as follows to outfit the new Explorers. This equipment is the same as the City is currently using in our other police vehicles. CM Throm moved, CM Goracke seconded to purchase 3 in 1 camera systems from Motorola for \$19,230.00. Motion carried unanimously. CM Frye moved, CM Behrens seconded to purchase a Stalker radar system from Applied Concepts for \$9,612.00. Motion carried unanimously. CM Throm moved, CM Behrens seconded to purchase radios from KA-COMM for \$17,526.84. Motion carried unanimously.

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

1. Alcohol Consumption Lee Dam Art Center-Audrey Pils, Graduation Party December 20, 2022.
2. Alcohol Consumption Lee Dam Art Center-MCAC Dueling Divas November 12, 2022.
3. Convention and Tourism request totaling \$337.89 plus freight as follows: name signs for the new Black Squirrel statues.

#### **APPROPRIATIONS ORDINANCE NO. 3783**

1. Claims against the funds of the City were submitted for Council consideration as follows:  
General Fund, \$102,946.07; Water Revenue Fund, \$46,870.49; Sewage Revenue Fund, \$27,020.56; Bond & Interest, \$51,103.67; Economic Development, \$3,745.00; Library Revolving, \$6,261.49; Swim Pool Sales Tax, \$349.99; Koester Block Maintenance, \$42,916.24; Employee Benefit Fund, \$31,276.44; Transient Guest Tax, \$2,613.89; Capital Improvements Fund, \$1,600.00; Sales Tax Improvements, \$57,168.35; making a total of \$373,872.19.
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 \$373,872.19. Motion to approve the appropriations ordinance carried by 7-0 roll call vote. City Clerk Holle assigned Ordinance No. 3783.

#### **STAFF REPORTS:**

##### **ADMINISTRATOR:**

1. **EMPLOYEE HANDBOOK.** CA St. John said the proposed updated employee handbook was included in the information packet the Council received. City staff has been working on the handbook for about a year and it contains updated language in some sections and some suggested legal language from the LKM and KMIT. Council should review the policy and it can be revised, as necessary. The Council will discuss it again the second meeting in November.
2. **BLACK SQUIRREL FESTIVAL.** CA St. John said the 50<sup>th</sup> Anniversary of the Black Squirrel Festival went well and he thanked everyone who helped.

#### **STANDING COMMITTEE REPORTS:**

##### **STREET:**

1. **7<sup>TH</sup> STREET NORTH OF HIGHWAY.** CM Keating reported there was a Street Committee meeting with CES, the Historic UP Depot group and the Blue River Rail Trail group to discuss ideas for N 7<sup>th</sup> Street from Highway 36 to Calhoun Street. CES will bring a proposal to the council meeting on November 28<sup>th</sup> and the concerned parties will likely meet before the proposal is presented.
2. **CES ENGINEERING PROJECTS.** CM Throm asked if CES had completed the engineering of the ADA corners. CA St. John said they were completed last week. The Council discussed it was too late in the year to complete that project or several other projects the City had budgeted. This will affect next year's budget as well. The timing of engineering was discussed.

3. **CCLIP PROJECT.** CM Throm said the City has received a KDOT grant to replace S 10<sup>th</sup> Street (Highway 77) from the north City Park entrance to the bridge. The grant is for \$1.25 million and the project, which includes water lines and infrastructure replacement under the highway, will probably be completed in 2025. CA St. John reported the City's share would likely be \$700,000 to \$800,000.
4. **N 16<sup>TH</sup> STREET.** CM Behrens asked when Hall Brothers would start with the mill and overlay on N 16<sup>th</sup> Street. CA St. John reported they had told him 2 to 3 weeks. The temperature and the late date were discussed.
5. **N 18<sup>TH</sup> STREET.** Sandi Wilson, Marshall County Clerk reported concern 18<sup>th</sup> Street would be closed for replacement during the November 8<sup>th</sup> election. The City has made an alternate route through a driveway north of the Legion. Also discussed was the large roll-off dumpster parked on N 17<sup>th</sup> Street during the street repair.

**WATER & WASTEWATER:**

1. **SPRINKLER VALVE FELDHAUSEN FIELD.** CM Throm asked when the City would repair the valve at Feldhausen Field which was leaking again. CA St. John said the crew would winterize the sprinkler lines soon and the valve would be replaced in the spring.

**PARKS & RECREATION:**

**CEMETERY & AIRPORT:**

**POLICE & FIRE:**

**ADMINISTRATION & FINANCE:**

**APPOINTMENTS:**

**CITY ATTORNEY:**

1. **MURPHY PROPERTY.** City Attorney McNish said the tax default hearing for the Murphy Property at 205 N 10<sup>th</sup> Street would be held at 8:45 a.m. on November 3. The process is going as planned and the sale of the property should be completed in early December.
2. **EMPLOYEE HANDBOOK.** CM Keating asked CA McNish to read the drug testing portion of the handbook.

**EXECUTIVE SESSION:** At 7:51 p.m. CM Price moved to recess in executive session for consultation with an attorney on matters deemed privileged in an attorney-client relationship about litigation or claims against the city exception KSA 75-4319 (b) (2). AND to discuss personnel matters of non-elected personnel, exception KSA 75-4319 (b) (1). This session will include the Mayor, the City Council, the City Attorney, and the City Administrator. The open meeting will resume in the city council chamber at 8:15 p.m. CM Behrens seconded. Motion carried 8-0. At 8:15 p.m. council reconvened. Mayor Barnes reported no action was taken during the executive session and the regular session was continuing.

**ROUND TABLE DISCUSSION:**

1. **KOESTER MUSEUM HEAT.** CM Frye asked if it was consensus of Council to push to get the heating system in the Koester Museum repaired. The City will continue to get heat in the Museum.
2. **TREES DOWNTOWN.** CM Frye asked if the tree on Broadway near the Koester Museum would be replaced. CA St. John said the City will replace it when they replace the numerous trees in the parks and cemetery that were damaged in the June storm.
3. **DOG PARK.** CM Frye said there is tree fall in the creek bed at the Dog Park and a staircase. He was told it would need to be a project by a contractor to remove them.
4. **ELECTRIC CHARGING STATION.** CM Frye asked when the electric charging station would be completed. He was told the City is waiting on the electrician to finish the electrical panel then Lily Pad can install the unit.
5. **KIOSK AT CEMETERY.** CM Keating asked if the kiosk at the Cemetery had been researched.
6. **TREE NURSERY.** CM Keating suggested the City purchase small trees from K-State which are cheap and growing them larger on city property in a nursery area and transplanting them as needed.
7. **NUISANCES DATES.** CM Snellings asked why some of the nuisances on the list had not been completed because some of them were from May.
8. **THANK YOU, BLACK SQUIRREL FEST.** CM Goracke and CM Throm thanked all the people involved with the 50th Anniversary of the Black Squirrel. It was a nice event.
9. **INTERMODAL STORAGE CONTAINERS.** Mayor Barnes said he has been asked by members of the Planning and Zoning what the Council wanted from them regarding intermodal storage containers. There were only 5 members at the last meeting, and they recommended the City not allow containers in the City. This was the decision the previous times this was discussed by the P&Z Commission. The Council suggested an ordinance be written to allow containers if there is space on a lot according to current regulations as an accessory building. Also, they would like the containers painted without words showing. The containers would require a building permit like all other buildings and should be completed within 90 days. The containers need to be set on a solid surface and have a roof added.

There being no further business, at 8:28 p.m. CM Frye moved to adjourn, CM Keating seconded. Motion carried unanimously.

Cindy Holle  
City Clerk