

Regular Meeting
City Hall, Marysville, Kansas-March 10, 2025

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 Luke Sunderland, and City Clerk Ralph were also present.

After the Pledge of Allegiance, roll call was answered by the following council members: Snellings, Ferris, Behrens, Keating, Beikman, Schrater, and Goracke. CM Throm was absent. A quorum was present.

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

PUBLIC COMMENTS:

1. **CHICKENS.** Britney Owens-Goracke, 1307 May, Ward 1, asked the council to vote yes to allow chickens in town as they are an educational experience for children.
2. **CHICKENS.** Robin Rose, 1701 Carolina, Ward 4, spoke of health concerns, noise, and enforcement with allowing chickens and asked the council to vote no on the proposed ordinance.
3. **CHICKENS.** Rob Shelburn, 705 North St, Ward 3, spoke of the opportunities and sustainability allowing chickens would provide and asked the council to vote yes on the proposed ordinance.
4. **CHICKENS.** Rory Clark, 1302 Walnut, Ward 2, asked the council to consider allowing chickens, ducks, and quail in the proposed ordinance citing their educational and companionship qualities.
5. **CHICKENS.** Christina Miller, 1306 Park Place, Ward 1, spoke of the educational benefit and sustainability chickens provide and ask the council to vote yes on the proposed ordinance.
6. **CHICKENS.** Gabriel Galindo, 1063 Pony Express Highway, Ward 4, urged the council to give citizens the opportunity to have chickens for their educational opportunities and experience.
7. **CHICKENS.** Sterling Clark, 407 N 11th, Ward 2, asked the council to consider allowing chickens, ducks, and quail in town.
8. **CHICKENS.** Lily Shelburne, 705 North St, Ward 3, cited the educational opportunity caring for chickens could bring kids and asked the council to allow them in town.

BUSINESS AND DISCUSSION ITEMS:

1. **PROPOSED FIREWORKS ORDINANCE CHANGE.** Vernita Peeks asked the council to consider changing the current fireworks ordinance to include, “No person shall ignite or discharge fireworks to discharge or cause residue to fall into or go onto the property of other than the person igniting or discharging the fireworks.” Council consensus was to send this to the Police and Fire Committee for discussion.
2. **REQUEST FOR UPFITTING DURANGO.** Anthony Escalante, Acting Police Chief, presented a request for upfitting the 2025 Dodge Durango in the amount of \$10,876.00 through KA-COMM, Inc. After council discussion Scharter moved; CM Goracke seconded to approve the request as presented. Motion carried by 6-1 voice vote. CM Beikman voting no.
3. **CREATING DEMOLITION REVIEW DOWNTOWN.** Rory Clark, OneMarysville asked the council to consider creating a demolition review or permit to preserve the buildings in downtown Marysville. After council discussion CM Beikman moved; CM Behrens seconded to begin research on and a draft permit for demolition in downtown Marysville. Motion carried unanimously.

4. **11TH ROAD CONSTRUCTION CONTRACT.** A construction contract between the City and RL Tiemann Construction for the 11th Road project was presented. CM Keating moved; CM Behrens seconded to approve the contract as presented. Motion carried unanimously.
5. **ANIMAL CODE CHANGE-PROPOSED ORDINANCE.** A proposed ordinance to change the animal code to add sheep on two acres and chickens in residential areas was presented. Council discussed also adding ducks and quail as well as permit process and fees. Council consensus was to have the Admin/Finance Committee review the proposed ordinance and bring an updated ordinance to the next council meeting.
6. **CHARTER ORDINANCE 25-MAYORAL APPOINTMENTS.** Charter Ordinance 25 concerning Mayoral appointments was presented. The proposed ordinance listed municipal judge, city marshal-chief of police, city clerk, city attorney, fire chief, and other officers deemed necessary as annual mayoral appointments. CM Schrater moved; CM Keating seconded to approve the Charter Ordinance as presented. Motion carried with a 7-0 roll call vote. City Administrator Haverkamp stated that this will be published for two consecutive weeks in the Marysville Advocate after which there is a 61-day protest period before the Charter Ordinance takes effect. In that period if a petition is filed with the city clerk with the appropriate number of signatures it will go to a public vote.

NOTICES AND HEARINGS:

CONSENT AGENDA. The Consent Agenda was presented for consideration. CM Keating moved; CM Goracke seconded to approve the Consent Agenda. Motion carried 7-0. Consent Agenda consisted of the following:

1. The City Clerk's Report for February showed \$50,323.35 collected in receipts with a like amount being deposited with the City Treasurer.
2. Cash balances in funds were presented as well as outstanding debt and receivable balances. Revenue/Expenditure Budget Reports through February 2025 showed unadjusted accumulated revenues in the General Fund of \$1,227,629 or 36% of budget; Water Revenue Fund, \$12,179 or 10% of budget, Sewer Revenue Fund, \$118,301 or 11% of budget. The unadjusted statement of expenditures in the General Fund totaled \$531,947 or 15% of budget, Water Revenue Fund, \$103,341 or 7% of budget, and Sewer Revenue Fund, \$220,959 or 16% of budget.
3. The Municipal Judge's Report for February showed \$3,248 being deposited with the City Treasurer and \$188 being forwarded to the State Treasurer for Judicial Branch Education, court costs and law enforcement training.

APPROPRIATIONS ORDINANCE NO. 3843

1. Claims against the funds of the City were submitted for Council consideration as follows: General Fund, \$85,738.94; Water Revenue Fund, \$26,256.49; Sewer Revenue Fund, \$9,234.54; Street & Highway Fund, \$25,145.28; Airport Revolving Fund, \$37.50; Sewage Replacement Fund, \$2,000.00; Bond & Interest #1A Fund, \$93,483.41; Library Revolving Fund, \$7,473.51; Swim Pool Sales Tax Fund, \$350.11; Koester Block Maintenance Fund, \$174.90; Employee Benefit Fund, \$8,841.00; Transient Guest Tax, \$939.51; Sales Tax Improvement Fund, \$91.50 making a total of \$259,766.69.

2. An appropriations ordinance was introduced and considered to honor claims against the funds of the City as audited by the Finance Committee. CM Keating moved; CM Schrater seconded to approve the appropriations ordinance totaling \$259,766.69.
3. Motion to approve the appropriations ordinance carried by 7-0 roll call vote. City Clerk Ralph assigned Ordinance No. 3843.

STAFF REPORTS:

CITY ADMINISTRATOR:

1. **POLICE STATION WATER DAMAGE.** CA Haverkamp reported staff are getting quotes on repairs for damage done during a recent water leak at the Police Department.
2. **CDBG AWARD CEREMONY.** CA Haverkamp reported he and Mayor Frye will be attending the CDBG Award Ceremony in Topeka to accept the CDBG funding for the Koester Block Commercial Buildings project on Wednesday March 12th.
3. **MIH FUNDING AWARDED.** CA Haverkamp reported that MIH funding was awarded for the Koester Block Commercial Building project.
4. **RENTING KOESTER HOUSE RESTAURANT.** CA Haverkamp reported the City received an application to rent the Koester House Restaurant. Staff are figuring out the cost of repairs to make it rentable. Council consensus was to have the Admin/Finance committee meet to decide on a price for rent.
5. **NEXT COUNCIL WORKSHOP.** CA Haverkamp said he would like to schedule another budget workshop before the end of March. Council consensus was to have a budget workshop on March 28th at 6:30p.m. at City Hall.

STANDING COMMITTEE REPORTS:

1. **POLICE AND FIRE COMMITTEE.** The Police and Fire Committee has been conducting interviews for the Chief of Police.
2. **ADMIN/FINANCE COMMITTEE.** The Admin/Finance committee met to discuss the proposed change to the animal ordinance, an additional supplemental insurance policy, and common consumption areas. The committee recommended not making any change to the current supplemental insurance policy. Research and discussion will continue on the common consumption area.

APPOINTMENTS & WAGE DETERMINATION:

CITY ATTORNEY:

1. CA Sunderland reported he has been working on proposed ordinances and the Koester Museum deed of gift which should be ready by the next council meeting. The Dawson Drive issue was mentioned. CA Sunderland believes that the current subdivision regulations should transfer to any potential buyer. Utility easements were mentioned as well.

EXECUTIVE SESSION: At 8:41 p.m. CM Schrater moved the city council recess into executive session to discuss personnel matters of non-elected personnel, discussion on specific personnel matters, not general personnel policies, exception K.S.A. 75-4319(b) (1). This meeting will include the Mayor, City Council, City Administrator, and City Attorney. The open meeting will resume in the city council chamber at 8:55 p.m. CM Snellings seconded. Motion carried 7-0. At 8:55 p.m. the council reconvened. Mayor Frye reported no binding decisions were made during the executive session, and the regular meeting was continuing.

COUNCIL COMMENTS:

1. **FACEBOOK.** CM Keating reported he recently joined Facebook to follow pages such as the City page.
2. **KA-COMM VOTE.** CM Beikman stated he did not mean to vote no on upfitting the Durango with KA-COMM. He meant to vote yes.
3. **COMMUNITY INVOLVEMENT.** CM Schrater said it was nice to see a full room tonight and hoped to see more community involvement.
4. **PUBLIC COMMENT.** Mayor Frye said he appreciated people coming out and speaking tonight.

There being no further business, at 8:59 p.m. CM Schrater moved to adjourn, CM Snellings seconded. Motion carried unanimously.

Samantha J. Ralph
City Clerk