

Regular Meeting  
City Hall, Marysville, Kansas-August 22, 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: Keating, Frye, Snellings, Beikman, Goracke, Price, Behrens, and Throm. A quorum was present.

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

The minutes from the August 11, 2022, special meeting were presented for approval. CM Throm moved; CM Snellings seconded to approve the minutes as presented. Motion carried 8-0 voice vote.

**NOTICES AND HEARINGS:**

1. **REVENUE NEUTRAL RATE.** At 7:02 p.m. Mayor Barnes opened the public hearing. The Revenue Neutral Rate set by the Marshall County Clerk was set at 61.602 mills for the 2023 budget. The proposed budget of the City of Marysville will require the levy of property tax rate exceeding the Revenue Neutral Rate. The proposed property tax levy rate will be 67.547 mills. No public comments were presented. Mayor Barnes closed the hearing. CM Throm moved to approve Resolution 2022-08 A *RESOLUTION OF THE CITY OF MARYSVILLE, KANSAS TO LEVY A PROPERTY TAX RATE EXCEEDING THE REVENUE NEUTRAL RATE*, CM Keating seconded. Motion carried with an 8-0 roll call vote.
  
2. **2022 BUDGET HEARING.** At 7:04 p.m. Mayor Barnes opened the public hearing. The proposed budget authority for 2023 was set at \$10,841,896 and the requested Ad Valorem Tax is \$2,312,020. No public comments were presented. Mayor Barnes closed the hearing. CM Frye moved to approve the 2023 Budget; CM Throm seconded. Motion passed unanimously. The Budget Certificate was signed by the Governing Body.

**PUBLIC COMMENTS:**

1. **BLACK SQUIRREL CELEBRATION.** Wayne Kruse, Mandy Cook and Ashley Kracht representatives of the 50<sup>th</sup> Black Squirrel Celebration committee addressed the Council with an update on plans for the upcoming celebration scheduled for Saturday, October 22, 2022.

**BUSINESS AND DISCUSSION ITEMS:**

1. **LAKE PROPOSAL AND QUESTIONS.** Steve, Vallery Prell and Kristtoffer, Debra Schrater presented a proposal to the Council about the Country Club Lake. Their properties at 1040 and 1042 Pony Express Highway abut the lake on the west side. All property owners must agree to allow public fishing if the lake is to continue to be part of the Kansas Department of Wildlife and Parks Community Fisheries Assistance Program. This program began in 1988 at the Country Club Lake. The original four owners were: Marysville Country Club, Kansas Department of Transportation, City of Marysville, and Nila Spencer/JoAnn Walcott. The Spencer/Walcott property has been sold to the Prell's and the Schrater's. The Prell's and the

Schrater's requested to have another meeting with the Parks and Recreation Committee. CM Beikman suggested the meeting be scheduled August 31.

2. **DEMOLITION REIMBURSEMENT 1110 CALHOUN.** CI Ralph included in the agenda an Economic Development Application for a garage at 1110 Calhoun owned by David Ellenbecker. CM Throm moved to declare the property blighted and approve the Economic Development Application, CM Snellings seconded. Motion carried unanimously.
3. **ORDINANCE NO. 1908 STANDARD TRAFFIC ORDINANCE.** CC Holle included in the agenda Ordinance No. 1908 which incorporates the Standard Traffic Ordinances passed by the Kansas Legislation into the City Code. CM Throm moved; CM Behrens seconded the motion to approve Ordinance No. 1908. Motion carried 8-0 roll call vote.
4. **ORDINANCE NO. 1909 UNIFORM PUBLIC OFFENSE ORDINANCE.** CC Holle included in the agenda Ordinance No. 1909 which incorporates the Uniform Public Offence Code passed by the Kansas Legislation into the City Code. CM Throm moved; CM Keating seconded the motion to approve Ordinance No. 1909. Motion carried 8-0 roll call vote.
5. **RESOLUTION NO. 2022-09 GAAP WAIVER.** CC Holle included in the agenda a resolution exempting the City from General Accepted Accounting Principles and the financial statements will be prepared on the basis of cash receipts for the year ending 2022. CM Frye moved to pass Resolution No. 2022-09 exempting the City from GAAP for 2022, CM Throm seconded the motion. Motion carried unanimously.
6. **REVIEW ORDINANCE 1870 ALLOWING UTVS ON CITY STREETS.** The City Council discussed the current Ordinance 1870 regulating and allowing UTVs and MUTs on City streets. They also discussed adding golf carts to the approved vehicles. The Council would like more input from the citizens. The Police and Fire Committee will meet to discuss this ordinance.
7. **LKM VOTING DELEGATES.** CM Behrens moved, CM Keating seconded to appoint CA St. John and CM Behrens as voting delegates at the business meeting of the Kansas League of Municipalities with CM Throm and Mayor Barnes as alternates. Motion carried unanimously.
8. **OLSSON ASSOCIATES AIRPORT PAVEMENT UPDATE.** Diane Hofer a representative from Olsson Associates who engineers and oversees our airport addressed the Council regarding the condition of the pavement of the runway 16/34. The pavement is in good condition, but with the age of the asphalt some maintenance is required. The last maintenance project was done in 2015. Their recommendation is to crack seal, apply a surface treatment and paint new pavement markings in 2023. The rehabilitation is projected to cost \$574,000 with the City's share of 10% at approximately \$57,400. This rehabilitation should extend the runway life for 5 to 7 years when a major reconstruction project will be necessary. CM Throm asked if the City would be looking at widening the runway in the near future. Diane said at this time the Marysville Airport does not have enough large aircraft using the airport for the FAA to justify the widening of the runway.

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

1. Alcohol Consumption-MCAC, Thursday, September 22, 2022, at Lee Dam Art Center for an Artist Reception.
2. Alcohol Consumption-Class of '62 Reunion, Saturday, September 24, 2022, at Lee Dam Art Center for a Class Reunion.
3. Alcohol Consumption-Mike Williams Sunday, May 14, 2023, at Lee Dam Art Center for a High School and College Graduation Party.
4. Alcohol Consumption-Deb Blumer, Friday and Saturday, July 14 and 15 at Lee Dam Art Center for Chaulk Family Reunion.

**APPROPRIATIONS ORDINANCE NO. 3779**

1. Claims against the funds of the City were submitted for Council consideration as follows:  
General Fund, \$102,235.26; Water Revenue Fund, \$48,633.30; Sewage Revenue Fund, \$25,321.03; Bond & Interest Account #1A, \$24,689.78; Special Improvement Fund, \$254,700.00; Library Revolving, \$9,047.61; Swim Pool Sales Tax, \$166,971.01; Koester Block Maintenance, \$1,437.51; Employee Benefit Fund, \$27,209.95; Transient Guest Tax, \$532.85; Sales Tax Improvements, \$125,882.62; making a total of \$786,660.92.
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 \$786,660.92. Motion to approve the appropriations ordinance carried by 8-0 roll call vote. City Clerk Holle assigned Ordinance No. 3779.

**STAFF REPORTS:**

**ADMINISTRATOR:**

1. **PUBLIC MEETING FOR REDISTRICTING.** CA St. John presented the current ward map and the proposed ward map equalizing the population in the wards. The boundaries of the wards will change slightly. There will be a public meeting on Wednesday, September 14<sup>th</sup> at 6:00 p.m. at City Hall to gather public input.

**STANDING COMMITTEE REPORTS:**

**STREET:**

**WATER & WASTEWATER:**

1. **WATER LEAK AT ELM STREET WATER PLANT.** CM Throm asked when the hole in Elm Street at the Water Plant will be closed. There is a water leak there and CM Throm said the hole has been open for a year and needs to be closed by winter.
2. **FORCE MAIN REPAIR.** Mayor Barnes said the sewer force main on West River Road had been fixed last week.
3. **MANHOLE REPAIR ON CENTER STREET NEAR 14<sup>TH</sup> ST.** The manhole between 13<sup>th</sup> and 14<sup>th</sup> Street on Center has come out of the asphalt. The manhole needs to be repaired before winter, so the snow equipment does not hit it.

#### **PARKS & RECREATION:**

1. **TALL WEEDS ON CITY PROPERTY.** CM Price reported there are tall weeds in the Lakeview parking lot at the old dorm site. Also, there are tall weeds by the Boy Scout Cabin where the City stores rock and supplies. The third site is the ditch on 1<sup>st</sup> Street by the railroad tracks. CM Price said the City should make sure our property is in compliance with City Code.
2. **TRAILERS PARKED ON STREETS.** CM Price said he saw 7 trailers parked on the street not hooked to a vehicle on his way to City Hall. Also, there is a red Grand Am parked on Jenkins Street between 11<sup>th</sup> and 12<sup>th</sup> Street that does not have a tag and has been parked there too long.
3. **POOL AND COUNTRY CLUB LAKE.** CM Goracke asked if there would be a Parks and Recreation Committee meeting soon about the pool season. The Council decided there would be a Parks and Recreation Committee meeting soon about the pool and the Country Club Lake.

#### **CEMETERY & AIRPORT:**

#### **POLICE & FIRE:**

#### **ADMINISTRATION & FINANCE:**

#### **AD HOC HOUSING COMMITTEE:**

1. **INFILL LOT PROGRAM.** The Ad Hoc Housing Committee met and started suggesting parameters for Infill Housing a program Marshall County is starting. A map of the area that would qualify for the program will be drawn up and presented to the Council. The lots would need to have current infrastructure. The homes or improvements on these lots would need to cost between \$25,000 and \$300,000 for the property tax to be forgiven for 10 years. The Ad Hoc Housing Committee will attend a Planning & Zoning meeting to discuss changing the minimum size of a lot for these lots.

#### **APPOINTMENTS:**

#### **CITY ATTORNEY:**

1. **FINES FOR MARIJUANA.** City Attorney McNish said he had written the ordinance several years ago defining marijuana use as a Class A misdemeanor in the City of Marysville. He is

suggesting the City change this to a Class B misdemeanor to mirror the State law which classifies the charge as a Class B misdemeanor.

**EXECUTIVE SESSION:**

**ROUND TABLE DISCUSSION:**

- 1. PARKS AND RECREATION COMMITTEE MEETING.** CM Beikman suggested the Parks and Recreation Committee meeting be held Wednesday, August 31 at 5:30 p.m. at City Hall to discuss the pool and the Country Club Lake. The P & R Committee agreed.
- 2. POOL** CM Throm reminded staff the pool deck needs to be caulked before winter. CM Behrens asked if the crack in the deep could be repaired by winter also.

**DAYCARE WORKSHOP:** The City Council and various interested parties will take the Landoll shuttle bus to Lindsborg, Kansas to tour their daycare center. The workshop will be used to gain knowledge on building and staffing a daycare center in Marysville. The shuttle bus will leave City Hall a little after 7:00 a.m. on Tuesday, August 30.

There being no further business, at 8:22 p.m. CM Frye moved to adjourn, CM Throm seconded. Motion carried unanimously.

Cindy Holle  
City Clerk