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Public Hearing - Electric Generation Utility Easement
Monday, March 4th, 2024
Monday, 5:00 p.m.

The public hearing of the City Council for the City of Marion, Kansas was held Monday, March 4th, 2024, at 203 N. 3rd, Marion, KS in the lower level at 5:00 p.m. with Michael Powers presiding as Mayor and Council members, Zach Collett, Amy Smith, Kevin Burkholder and Tim Baxa. Also in attendance were Interim City Administrator, Mark McAnarney, City Clerk, Janet Robinson, Interim Police Chief, Zach Hudlin, Margo Yates, Ruth Herbel, Ron Herbel, Gene Winkler, Don Wilson, Steve Wilson, City Attorney, Brian Bina, Attorney, Jennifer Hill, Brooke Carrol, James Ging, Margaret Wilson, Steven Hart, Landon Pederson, James Masters, and Marion County Record reporters, Phyllis Zorn and Eric Meyer.

Call to Order: Called the public hearing to order at 5:00 p.m. for the purpose of the Electric Generation Utility Easement.

Public Comments: No comments.

Adjournment: Z. Collett motioned to adjourn the public hearing; 2nd by ; Motion carried 5-0.

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City Council Meeting
March 4th, 2024
Monday, 4:30 p.m.

The regular meeting of the City Council of the City of Marion, Kansas was held Monday, March 4th, 2024, at 203 N. 3rd, Marion, Kansas in the lower level at 5:00 p.m. with Mayor, Michael Powers presiding as Mayor and Council Members, Zach Collett, Kevin Burkholder, Amy Smith and Tim Baxa. Also in attendance, Interim City Administrator, Mark McAnarney, Janet Robinson, City Clerk, Interim Police Chief, Zach Hudlin, Margo Yates, Community Enrichment Director, Ruth Herbel, Ron Herbel, Brian Bina, Gene Winkler, Don Wilson, Steven Wilson, Jennifer Hill, Brooke Carroll, James Ging, Margaret Wilson, and Marion County Record reporters, Phyllis Zorn and Eric Meyer.

Call to Order: Mayor Powers called the regular meeting to order following the Pledge of Allegiance.

Approval of Agenda: T. Baxa motioned to approve the agenda; A. Smith 2nd; motion carried 5-0.

Approval of Consent Agenda: Z. Collett asked that a correction be made to the minutes, taking out "Mayor Powers absent"; T. Baxa made a motion to approve the consent agenda; A. Smith 2nd; motion carried 5-0.

Public Forum: Nothing further to report.

KPP PACE Solar Project: Brooke Carrol and James Ging explained the PACE Solar Panel project to council members stating that 9 cities in the State were involved in the project. Carrol stated that the city would not have any financial responsibility in the project, and stated that an operations and maintenance manual would be provided to the city, in the case that KPP would ask that weeds be sprayed in the area, mowing, or any maintenance done at the project site, the city would be reimbursed for any monies that were spent by the city. J. Ging explained that the property would be studied to make sure that it was not tribal ground by architects by doing soil sampling at the site. After discussion, Carrol asked that the Electric Generation Utility Easement be approved by the city. T. Baxa made a motion to approve the Easement; A. Smith 2nd; after discussion, T. Baxa amended his motion to approve the easement pending the approval of City Attorney, B. Bina; A. Smith 2nd; motion carried 5-0.

Executive Session: At 5:30 p.m. M. Powers made a motion to enter an into executive session for consultation with City Attorney B. Bina, for the public body which would be deemed privileged in the attorney-client relationship to discuss pending litigation, inviting City Clerk, Janet Robinson, City Administrator Mark McAnarney, and Attorney, Jennifer Hill in for 20 minutes, returning to regular meeting at 5:50 p.m. in the Community Center – Lower Level, 203 N. 3rd, Marion, KS; K. Burkholder 2nd; motion carried 5-0. At 5:50, Mayor Powers made a motion to enter back into executive session at 5:52 for 5 minutes for the public body which would be deemed privileged in the attorney-client relationship to discuss pending litigation inviting J. Robinson and M. McAnarney in, regular meeting will resume at 5:57 in the Community Center – Lower Level, 203 N. 3rd; K. Burkholder 2nd; motion carried 5-0. At 5:57, council members returned to regular meeting, no action taken.

202 Miller Property: J. Masters gave council members an update on the property at 202 Miller Street, and stated the property had been cleaned up, and all the rock and debris had been removed from the property, however, he was not passing the property on being in compliance as of this point, due to the old stairwell needed to be supported, a handrail needed installed and a list of other small things needed to be done before being up to code. K. Burkholder asked Wilson how much time he needed to have the necessary repairs completed to be in compliance. Wilson stated he would like to have 30 days to finish the repairs and meet J. Masters approval. Council members agreed to extend the deadline to April 18th, 2024.

Zoning Board Appointment: Mayor Powers made a motion to table the appointment; A. Smith 2nd; motion carried 5-0.

Agreement for Management of Video/Audio Recording of Council Meetings: Z. Collett made a motion to approve paying Gene Winkler \$25.00 per meeting to operate the video & audio equipment of council meetings, to be shown on MC 20 T.V and You Tube; K. Burkholder 2nd; Mayor Powers abstained; motion carried 4-0.

Scheduling a Council/Work Study Meeting: Council members set March 25, 2024, at 5:00 for a work study session.

Department Reports: M. Yates told council members that Art and the Park was going to be bigger this year than in years past.

J. Masters stated he was having success on bring properties up to code, and he had two construction projects going on, the hospital addition, along with the high school project.

Z. Hudlin told council members that Bryant Edwards was let go due to meeting education standards, so his department was short an officer again.

S. Hart stated the electric department was cutting trees and getting the former food bank ready for demo.

L. Pederson reported that upgrades and brushes were replaced on the Street Sweeper, K. Burkholder thanked the crew for getting that done, stating the streets looked much better.

M. McAnarney stated he was out and meeting people.

Councilor Reports: A. Smith reported that she and T. Baxa met with the Janet Marler at the Library, and it was very interesting on how things operate there.

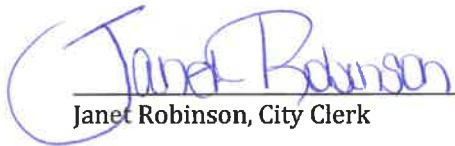
Z. Collett nothing further to report.

K. Burkholder asked if 2 blocks of streets would be paved this summer, and L. Pederson said there was no set schedule on what streets would be done, it would just be the worst ones. Z. Collett stated EBH had a comprehensive plan regarding streets.

T. Baxa presented council members with an information sheet on the Library operations. Baxa told council members that the comment box on the City website works well, and also the council members on the website need updated.

Public Forum: Ruth Herbel asked council members to consider purchasing the 2019 bucket truck when the lease runs out.

G. Shute told council members that he would like council members to carefully consider any decision made in the future with Sunflower Rails for Trails in the future.



Janet Robinson, City Clerk



Michael Powers, Mayor