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Regular Council Meeting
Monday, June 13, 2022
4:31 PM

The regular meeting of the City Council for the City of Marion, Kansas was held Monday, June 13, 2022 at 203 N 3rd, Marion KS in the lower level at 4:31pm with David Mayfield presiding as Mayor and Council Members Zach Collett, Ruth Herbel and Jerry Kline in attendance. Also, in attendance were: Roger Holter, City Administrator; Clinton Jeffrey, Police Chief; Tiffany Jeffrey, City Clerk; Margo Yates, Parks & Recreation Director; Zach Strella, City Attorney; Phyllis Zorn, Marion Record; Ashley Loomis, Justin Loomis, Elora Robinson, Margaret Wilson and Morgan Wheeler.

Call to Order: Mayfield called the regular meeting to order at 4:31pm.

Approval of agenda: Herbel moved to approve agenda; Collett seconded; motion carried 5-0.

Public Forum - Limited to Agenda Items: No public wished to address Council.

Consent Agenda: Costello moved to approve consent agenda; Herbel seconded; motion carried 5-0.

- Approval of the Minutes of the May 31, 2022 Regular City Council Meeting.
- Approval of Warrants in the amount of \$48,142.80.
- Approval of payroll in the amount of \$32,604.74.
- Approval of Fireworks License for TMN, LLC for 202 E Main.

USD #408 Pool Support Invoices Approval: T. Jeffrey presented the USD 408 pool support invoices per the agreement with USD 408. Herbel moved to approve the \$50,000 finance agreement with USD 408; Costello seconded; motion carried 5-0. Herbel moved to approve the invoice in the amount of \$18,000 for operations and maintenance with USD 408; Collett seconded; motion carried 5-0.

Ordinance 1488 - Designating Moulton & Roosevelt as a controlled intersection: Chief Jeffrey presented Ordinance 1488 designating a controlled intersection at Moulton & Roosevelt Street. Mayfield moved to approve Ordinance 1488 establishing a controlled intersection with a stop sign at the corner of Moulton Street and Roosevelt; Kline seconded; motion carried 5-0.

Development Discussion with Rural Community Development LLC: Holter gave background of Coble Street housing project. Holter advised that the Phase 1 developer, Strawn Construction advised that he is not able to continue with our project. Holter advised that Morgan Wheeler's company Rural Community Development LLC has been approved by the State and they are able to build a 4 bedroom, 2 bath, 2 car garage with a storm shelter with zero entry for ADA compliance. Holter asked for Council's approval for the development of one home with Rural Community Development LLC and they ask for the City's assistance to trench the electrical and sewer to the back of home and trench water line to meter pit. Council did not oppose. Discussion held. David moved to approve the transfer of deed for the property located 418 N Coble to John & Morgan Wheeler DBA Rural Community Development LLC; Kline seconded; motion carried 5-0.

Brad & Anita Seacat arrived at 4:37pm.

Resolution 22-16 - Designees to execute the Lease Purchase Documents on the Motor Grader: T. Jeffrey presented Resolution 22-16 designating the authorized signatures for execution of the lease

purchase agreement with MNB on the motor grader purchase. Mayfield moved to approve Resolution 22-16 approving the lease purchase agreement with Marion National Bank; Costello seconded; motion carried 5-0.

Resolution 22-17 - Calling for the Condemnation of the property at 413 S. 4th; Strella presented Resolution 22-17 and Chief Jeffrey gave presentation on the current property conditions and provided pictures of the property from the status of the property at the start of the process versus now. Chief Jeffrey advised they have made progress on the property and it is Council decision as to what they wish to do moving forward. Ashley Loomis addressed Council and advised that the house is not livable but she does plan on fixing the house up for her daughter to live in, in the future. Loomis advised that she isn't sure of the timeframe because they can only work on the weekends but they do intend on cleaning up the property. Discussion held. Council advised Loomis to put together a plan and come back to Council on June 27th with an accountability plan. Collett moved to approve Resolution 22-17 approve the condemnation of the property located at 413 S 4th; Costello seconded; motion carried 5-0.

Code Enforcement & Building Inspection Proposal: Holter advised that we have asked internal employees and no one is interested in code enforcement. Holter advised there was an outside individual that is interested in the part time position only if they were able to have the benefit of KPERS. Holter reported KPERS does not allow for part time positions to contribute into KPERS. Holter advised it would be better if the nuisance cases civil cases versus police department criminal cases. Herbel and Kline advised that they would like to keep the money local with a local contractor. Herbel asked for Brad Seacat to addressed Council and advised that KPERS is not required and he does have CPI and is willing to get the ICC certification. Seacat advised that he would work for \$100/hour and advised that he would be willing to negotiate. Discussion held. Collett moved to approve the contract for code enforcement and inspection services with City of Herington and authorize the Mayor to execute all documentation required; Costello seconded; Herbel expressed concern about sending money out of County. Motion carried 3-2 with Herbel and Kline opposed.

Tim Makovec & Steve Hart arrived at 5:06pm.

Mayoral & Council Report: Nothing further to report.

Administrator Report: Nothing further to report.

Community Enrichment Report: Yates thanked everyone for Chingawassa Days and looking forward to next year. Costello asked how the park looked after all of the rain. Yates advised it's ok, there was a lot of water.

City Clerk Report: Nothing further to report.

Police Chief Report: Nothing further to report.

City Attorney Report: Nothing further to report.

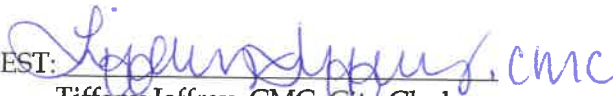
Public Works Report: Nothing further to report.

Economic Development Report: N/A

Public Forum: Elora Robinson addressed Council regarding fireworks issue and expressed concern about fireworks being shot off in her neighborhood. Brought a bag of fireworks that were picked up from her front yard from last year's fireworks. Margaret Wilson who lives around the corner and also expressed concern regarding the fireworks in their neighborhood. Discussion held. Chief Jeffrey advised that if Council wants this strictly enforced, they would not give warnings like has been done in the past. Discussion held.

Adjournment: Kline moved to adjourn meeting at 5:37pm; Mayfield seconded; motion carried 5-0.

ATTEST:


Tiffany Jeffrey, CMC, City Clerk


David Mayfield, Mayor