

## CITY OF OSAGE CITY

### COUNCIL MEETING

July 13, 2021

**ROLL CALL:** Now on this 13th day of July 2021 the Governing Body of the City of Osage City, Kansas, met at the Osage City Council Chamber in said City. The following members being present and participating to wit were: Mayor: Becky Brewer. Council Members: Cathryn Houghton, Bruce Schoepflin, Karey Heiserman, Dale Schwieger, Mike Gilliland, Sharon Larson and Jeanette Swarts. Council Member Jim Peterson excused. Officials present: Rick Godderz, City Attorney; Rod Willis, City Manager; Katie Hodge, City Treasurer; Terri Fultz, City Clerk; Sadie Boos, Deputy City Clerk; Director of Utilities, Kris Kline and Chief of Police, Fred Nech. Others present: Mike and Donna Hanks. Present remotely: Mark Hanks.

#### **APPROVAL OF THE AGENDA:**

*Motion made by Schwieger, second by Swarts to approve the agenda. The motion was declared carried.*

**RECOGNITION OF VISITORS:** None

#### **APPROVAL OF THE CONSENT AGENDA:**

##### **1. Approval of June 22, 2021 Regular Meeting Minutes.**

*Motion made by Heiserman, second by Swarts to approve the Consent Agenda. The motion was declared carried.*

#### **BUSINESS BEFORE THE COUNCIL:**

- 1. Approval of Ordinance No. 1658 for C-2 Zoning Variance for the purpose of allowing alternate surfacing of gravel instead of concrete on Lots 8, 10, 12, 14, 16, and 18, in Block 15, in the Original Town of Osage City, according to the recorded Plat thereof, commonly known as 28 Market (old Sonic location) as unanimously recommended by the Planning and Zoning Committee following the Public Hearing on June 16, 2021. No objections were filed during the 14-day protest period. Property owner is Mark Hanks of Reading, Kansas:**

*Motion made by Schoepflin, second by Gilliland to adopt Ordinance No. 1658 C-2 Variance for the purpose of allowing alternate surfacing of gravel instead of concrete on Lots 8, 10, 12, 14, 16 and 18, in Block 15, in the Original Town of Osage City, according to the recorded Plat thereof, commonly known as 28 Market Street. The motion was declared carried.*

- 2. Approval of Ordinance No. 1659 Establishing a Stop Sign at the Jones Park east exit and 2<sup>nd</sup> Street as requested by Chief of Police Fred Nech, following emergency placement of a stop sign for public safety reasons:**

*Motion made by Larson, second by Houghton to adopt Ordinance No. 1659 Establishing a Stop Sign at Jones Park east exit and 2<sup>nd</sup> Street. The motion was declared carried.*

- 3. Approval of Hickman Environmental Services bid in the amount of \$11,320.00 for pump discharge piping replacement and pump bypass port upgrade for needed repairs at the Casey's Lift Station. Other bids received were \$11,747.50 from Douglas Pump Service and C&B Equipment, and \$15,126.14 from Alliance Pump and Mechanical Services, Inc. – Utilities Director Kris Kline:**

*Motion made by Schwieger, second by Schoepflin to approve the bid from Hickman Environmental Services in the amount of \$11,747.50 for HD-Poly pipe and fittings for the pump discharge piping replacement and pump bypass port upgrade needed for repairs to the Casey's Lift Station. The motion was declared carried.*

- 4. Approval of MicroComm updated bid in the amount of \$17,754.00 to replace existing controls with telemetry for the Casey's Lift Station Controls Replacement with Telemetry Upgrade – Utilities Director Kris Kline:**

*Motion made by Schwieger, second by Swarts to approve the bid from MicroComm in the amount of \$17,754.00 to replace existing controls with telemetry for the Casey's Lift Station. The motion was declared carried.*

- 5. Memorials Dedication Policy in reference to a Blake Treinen mural at the ballfields as requested by Council Member Jeanette Swarts:**

Provided was the Memorials Dedication Policy. It was discussed that Blake should be contacted to see if he would be in approval of a mural placed at the Jones Park ballfields in recognition of his accomplishments in his baseball career. Jeanette said that she had not spoke with Blake yet and she was still trying to contact Bernie Lohmeyer to do the mural.

It was the consensus of the City Council to proceed with exploring the idea for the mural.

- 6. Approval of Kansas Municipal Gas Agency (KMGA) Invoice in the amount of \$16,122.00 for Osage City's allocated share of legal expenses resulting from the February 2021 extreme natural gas prices – City Manager Rod Willis:**

*Motion made by Larson, second by Swarts to approve payment to Kansas Municipal Gas Agency (KMGA) in the amount of \$16,122.00 for the allocated share of legal expenses resulting from the February 2021 extreme natural gas prices. The motion was declared carried.*

- 7. Approval of Utilities Director Kris Kline to serve another two-year term as a Director for the Kansas Municipal Gas Agency:**

*Motion made by Schoepflin, second by Heiserman to approve Utilities Director Kris Kline to serve a two-year term as a Director for the Kansas Municipal Gas Agency (KMGA). The motion was declared carried.*

**8. Approval of Resolution No. 1074 Regarding Governing Body's Intent to Levy a Property Tax Exceeding the Revenue Neutral Rate – City Treasurer Katie Hodge:**

*Motion made by Schwieger, second by Schoepflin to adopt Resolution No. 1074 Regarding Governing Body's intent to Levy a Property Tax exceeding the Revenue Neutral Rate (RNR). The motion was declared carried.*

**9. Set the Revenue Neutral Rate Hearing for August 24, 2021 at 7:00 p.m. and authorize Notice of Revenue Neutral Rate Intent to be sent to Osage County Clerk Rhonda Beets – City Treasurer Katie Hodge:**

*Motion made by Schweiger, second by Schoepflin to set the Revenue Neutral Rate Public Hearing for August 24, 2021 at 7:00 p.m. and authorize Notice of Revenue Neutral Rate Intent to be sent to Osage County Clerk Rhonda Beets. The motion was declared carried.*

**10. Recommended 2022 Proposed Annual Budget and to set the 2022 Budget Hearing for August 24, 2021 at 7:00 p.m. – City Treasurer Katie Hodge:**

*Motion made by Schoepflin, second by Schweiger to set the 2022 Proposed Annual Budget Public Hearing for August 24, 2021 at 7:00 p.m. The motion was declared carried.*

**11. Solar Farm Update – Utilities Director Kris Kline:**

Director of Utilities Kris Kline gave a brief update of progress on the Solar Farm. Last week Everygy came out with a test crew to drive pilings out on the site which tests the stability of the ground for the mountings for the solar panels. This will give them results as to what type of panels to install.

**12. Salvage Yard Screening Regulations – City Manager Rod Willis:**

City Manager Rod Willis provided information about the type of screening that is required for Salvage Yards. Regulations are to have 6 foot or taller fence but nothing mentioned about how high the scrap can be piled and kept behind the fence. State regulations require Salvage Yards to follow their local regulations and zoning regulations. There are concerns with the height of the scrap piled at the Osage Salvage and Recycle and that the current fencing is not able to provide coverage, so not to be seen by motorists passing by on the highway. City Attorney Rick Godderz addressed the concern of the vehicles that are being placed outside of the fence. Also brought up was concerns with A & R Auto and what is being kept outside of the fencing. Staff will have Code Administrator Jim Welch visit the site due to the concerns.

The salvage yard on Lakin Street was discussed. The file will be reviewed and information brought back to the City Council.

**13. Executive Session for Attorney-Client matters to include Mayor and City Council, City Attorney, City Treasurer, City Clerk, Utilities Director, and City Manager**

*Motion made by Schoepflin, second by Heiserman at 7:48 p.m. to recess to Executive Session for a period of 5 minutes for the purpose of Attorney-Client Matters to include Mayor, City Council,*

*City Attorney, City Treasurer, City Clerk, Utilities Director, and City Manager. The motion was declared carried.*

At 7:53 p.m. the Mayor declared the meeting back into open session with no formal action to be taken.

*Motion made by Schwieger, second by Heiserman at 7:56 p.m. to recess to Executive Session for a period of 10 minutes for the purpose of Attorney-Client Matters to include Mayor, City Council, City Attorney, City Treasurer, City Clerk, Utilities Director, and City Manager. The motion was declared carried.*

At 8:06 p.m. the Mayor declared the meeting back into open session with no formal action to be taken.

*Motion made by Schwieger, second by Heiserman at 8:10 p.m. to recess to Executive Session for a period of 10 minutes for the purpose of Attorney-Client Matters to include Mayor, City Council, City Attorney, City Treasurer, City Clerk, Utilities Director, and City Manager. The motion was declared carried.*

At 8:20 p.m. the Mayor declared the meeting back into open session.

*Motion made by Heiserman, second by Schwieger to offer Rural Water No. 7 a contract for \$5.25 per 1,000 gallons fixed for 5 years and adjusted annually by CPI for the next 10 years for a 15 year contract. Swarts-yea, Larson-yea, Gilliland-Nay, Schwieger-yea, Heiserman-nay, Schwieger-yea, Houghton-yea. The motion was declared carried.*

**ADJOURNMENT:** *At the request of Council Member Schwieger at 8:27 p.m., and on his motion, seconded by Council Member Heiserman and carried unanimously, the meeting adjourned.*

APPROVED: \_\_\_\_\_ ATTESTED: \_\_\_\_\_  
**Rebecca Brewer** **Teresa Fultz**  
**Mayor** **City Clerk**