

## CITY OF OSAGE CITY

### COUNCIL MEETING

September 14, 2021

**ROLL CALL:** Now on this 14th day of September 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: Council President: Dale Schwieger. Council Members: Cathryn Houghton, Jim Peterson, Bruce Schoepflin, Karey Heiserman, Mike Gilliland, Sharon Larson, and Jeanette Swarts. Mayor: Becky Brewer excused. Officials present: Rick Godderz, City Attorney; Rod Willis, City Manager; Katie Hodge, City Treasurer; Terri Fultz, City Clerk; Sadie Boos, Deputy City Clerk and Director of Utilities, Kris Kline.

Others present: John Gill, Donna Thompson, John Terry and Eric Tincher.

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

*Motion made by Heiserman, second by Schoepflin to approve the amended agenda. The motion was declared carried.*

**RECOGNITION OF VISITORS:** None

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

- 1. Approval of August 24, 2021 Regular Meeting Minutes**
- 2. Approval of Fall City Wide Clean Up Week September 20 through September 24.**

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

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

- 1. Public Hearing for evaluating performance of CDBG-CV Grant No. 20-CV-102 for small business grant program (economic development) and meal program assistance as published in the September 2, 2021 Osage County Herald-Chronicle:**

At 7:03 p.m. Council President Schwieger opened the Public Hearing for public comment for the performance of CDBG-CV Grant No. 20-CV-102 for small business grant program (economic development) and meal program assistance.

At 7:05 p.m. after hearing no public comments Council President Schwieger closed the Public Hearing.

- 2. KwiKom Fiber Presentation for Osage City – John Terry, Business Development Manager, KwiKom Communications, Inc.:**

John Terry with KwiKom approached the City Council explaining that KwiKom is looking at Osage County and Franklin County to present the option to install fiber internet within the City. John provided an engineering estimate to build out fiber to Osage City buried or aerial. They are

aware that the Cities and Counties have received American Rescue Plan Act (ARPA) Funds that need to be used and these funds can be used for broadband development.

This item was just presented with no action taken at this time.

- 3. Approval of Ordinance No. 1662 to Repeal Ordinance No. 1656 Vacating Water Street adopted May 25, 2021 as per K.S.A. 12-504 and K.S.A. 12-505 – City Attorney Rick Godderz:**

*Motion made by Peterson, second by Schoepflin to adopt Ordinance No. 1662 to repeal Ordinance No. 1656 Vacating Water Street located between and adjacent to Lots 1-8 on the East and Lots 9-14 on the West Block B of Superior Coal and Mining Company's Addition. Roll call vote: Houghton-yea, Peterson-yea, Schoepflin-yea, Heiserman-yea, Gilliland-yea, Larson-nay and Swarts-yea. The motion was declared carried.*

- 4. Consideration of John Gill request for property access easement across City owned property west of Jones Park:**

After discussion, it was the general consensus of the City Council to look into costs before any decision is made as to building an access easement across the City property.

- 5. Approval of Ordinance No. 1663 Regulating Uniform Public Offenses Code and Incorporating by Reference the Uniform Public Offense Code for Kansas Cities, Edition of 2021:**

*Motion made by Schoepflin, second by Houghton to adopt Ordinance No. 1663 Regulating Uniform Public Offenses Code for Kansas Cities, Edition of 2021. The motion was declared carried.*

- 6. Approval of Ordinance No. 1664 Regulating Traffic Within the Corporate Limits and Incorporating by Reference the Standard Traffic Ordinance for Kansas Cities Edition of 2021:**

*Motion made by Heiserman, second by Gilliland to adopt Ordinance No. 1664 Regulating Traffic within the corporate city limits by reference the Standard Traffic Ordinance for Kansas Cities Edition of 2021. The motion was declared carried.*

- 7. Approval of Ordinance No. 1665 Amending Zoning and Subdivision Regulations as Adopted by Ordinance No. 1523 and Providing for a Change of Zoning of a Tract of Land from Residential District (R-1) to Restricted Commercial District (C-1) and Repealing Ordinance 1660. Ordinance No. 1665 corrects a partial line omission in the legal description in Ordinance No. 1660. Property commonly known as 410 North 6<sup>th</sup> Street owned by Gerad Fagan:**

*Motion made by Heiserman, second by Schoepflin to adopt Ordinance No. 1665 amending Zoning and Subdivision Regulations as adopted by Ordinance No. 1523 and Providing for a Change of Zoning of a Tract of Land from Residential District (R-1) to Restricted Commercial District (C-1) and Repealing Ordinance 1660. Ordinance No. 1665 corrects a partial line*

*omission in the legal description in Ordinance No. 1660. Property commonly known as 410 North 6<sup>th</sup> Street owned by Gerad Fagan. The motion was declared carried.*

**8. Discussion on proposed Neighborhood Revitalization Plan (NRP) for Osage City:**

City Manager Rod Willis brought back a draft of the Neighborhood Revitalization Plan with the recommended changes as discussed at a previous meeting.

It was the general consensus of the City Council to move forward with the draft as presented.

**9. Discussion on proposed Rural Housing Incentive District (RHID) for Osage City:**

City Manager Rod Willis explained RHID was amended by the Kansas State Legislature effective July 1, 2021 to include upper story residential development, such as in downtown buildings, to help alleviate housing shortages across the State of Kansas. RHID is a program designed to aid cities, counties, and developers in building housing within rural communities by assisting in the financing of eligible improvements. RHID captures the incremental increase in property taxes created by a housing development project for up to 25 years. The Act provides a financing tool for Cities and Counties to address housing shortages within their communities. RHID may be utilized by any City or County with less than 60,000 residents. The incremental property taxes can be used to reimburse costs for infrastructure and other qualifying costs.

It was the general consensus of the City Council to move forward with the RHID process.

**10. City Manager Updates:**

Jim Welsh has been working on the nuisances, mowing and demolitions. Property at 107 Market Street has new ownership and that new owner is in the process of demolishing the structures.

**11. 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 Heiserman, second by Gilliland at 8:01 p.m. to recess to Executive Session for a period of 5 minutes for the purpose of Attorney-Client Matters to include the Mayor, City Council, City Attorney, City Treasurer, City Clerk, Utilities Director, and City Manager. The motion was declared carried.*

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

**12. Executive session for personnel matters of non-elected personnel to include Mayor and City Council, City Attorney, City Treasurer, City Clerk, Utilities Director, and City Manager:**

*Motion made by Heiserman, second by Schoepflin at 8:08 p.m. to recess to Executive Session for a period of 10 minutes for the purpose of Personnel Matters of Non-Elected Personnel. The motion was declared carried.*

At 8:18 p.m. Council President Schwieger declared the meeting back into open session with no formal action to be taken.

**13. Discussion on ditches being cleaned and mowing issues following cleanout – City Council Member Sharon Larson:**

Council Member Larson was approached by Gary Griffith at 524 Lakin Street with concerns of how hard it is to mow his ditch. City Manager Rod Willis will have Street Superintendent Fred Hallowell look to see if there is something that could be done to address his concerns.

**ADJOURNMENT:** *At the request of Council Member Heiserman at 8:25 p.m., and on her motion, seconded by Council Member Schoepflin and carried unanimously, the meeting adjourned.*

APPROVED: \_\_\_\_\_ ATTESSED: \_\_\_\_\_  
**Dale Schwieger** **Teresa Fultz**  
**Council President** **City Clerk**