

LYNDON CITY COUNCIL
ADJOURNED MEETING MINUTES OF
APRIL 18, 2011

The Lyndon City Council met in adjourned session on Monday, April 18, 2011, 7:30 p.m., at City Hall.

Members Present: Wayne Howard, Kay Jones, Bill Patterson, Brandon Smith,
Doug Watson and Mayor Jeff Bronson

Others Present: Kim Newman, City Administrator
Pat Walsh, City Attorney (7:42)
Barbara Schattak, City Clerk
Dave Wilson, Maintenance Superintendent
Darrel Manning, Chief of Police/Zoning Administrator
Kami Simmons
Andrea Toman
Wayne White, Osage County Herald

1. CALL TO ORDER: Mayor Bronson called the meeting to order.
2. ROLL CALL: City Clerk Barb Schattak called roll of the city council; all members were present.
3. ADOPTION OF MINUTES OF PREVIOUS MEETING: A motion was made by Watson to approve the regular meeting minutes of April 4, 2011 as amended. Jones seconded the motion, which carried.
4. CORRESPONDENCE TO COUNCIL: Each member was given the February issue of the Kansas Government Journal and an invitation to attend the Governing Body Institute & Mayor's Conference.
5. CITIZEN'S STATEMENTS AND PETITONS:

Kami Simmons asked for clarification on pool rules especially the age limit requirement to be at the pool without supervision. After some discussion, it was noted parents will need to fill out a permission slip which will be kept at the pool for the season allowing their children to be at the pool without them. Concerns were also raised by Kami regarding the cost of the pool pass and not having a family pool pass. It was noted with the new pass it helps cut costs for individuals by only needing to buy a pass for individuals who will use it and residents can add the cost of the pass to their water bill during the summer.

6. UNFINISHED BUSINESS:
 - a) SEWER ABATEMENT POLICY: Administrative Policy No. 1101 was presented allowing sewer rates to be abated when there is a water leak outside of the residence/business. After some discussion, a motion was made by Smith to adopt Administrative Policy No.

1101 and have Mayor Bronson sign the policy on behalf of the City. Patterson seconded the motion, which carried.

- b) WATER RATE ANALYSIS/ORDINANCE RECOMMENDATIONS: City staff presented findings to the council regarding the status of funds if rates are not raised as well as recommendations on changes to the ordinance. After some discussion, it was the consensus of the council to have a third party look at our rates and perform a rate analysis. The City Administrator will find out how much it would cost to have a third party look at our rates and review the contract with Public Wholesale Water Supply District No. 12. The matter was tabled.
- c) NUISANCE ORDINANCE: The City Attorney presented Ordinance No. 772 declaring certain matters as nuisances within the City of Lyndon, Kansas; providing for the removal or abatement of nuisances; authorizing the assessment of costs and providing for penalties. After some discussion, a motion was made by Smith to approve Ordinance No. 772 and authorize Mayor Bronson to sign on behalf of the City. Jones seconded the motion, which carried.
- d) JUNK VEHICLE ORDINANCE: City Attorney presented Ordinance No. 773 declaring certain matters as motor vehicle nuisances within the City of Lyndon, Kansas; providing for the removal or abatement of motor vehicle nuisances; authorizing the assessment of costs and providing penalties. After some discussion, a motion was made by Smith to approve Ordinance No. 773 and authorize Mayor Bronson to sign on behalf of the City. Watson seconded the motion, which carried.
- e) RURAL WATER DISTRICT NO. 1: The City Administrator presented correspondence from Coffman & Gilliland, Attorneys for the District, which provided the structure information and financials as requested by the City. After some discussion, the matter was tabled to allow the City Administrator to contact the City's attorney, Rick Hines.

7. NEW BUSINESS:

- a) STREET RESURFACING PLAN: Council members were given a map showing proposed streets to be asphalted this year. It was noted bids will need to be let for the repairs of the streets. After some discussion, the matter was tabled.
- b) FAIR HOUSING MONTH PROCLAMATION: Presented a proclamation celebrating 43 years of fair housing and declaring April as Fair Housing Month. After some discussion, a motion was made by Watson to approve the proclamation and authorize the mayor to sign on behalf of the City. Jones seconded the motion, which carried. The City Clerk will publish the proclamation in the paper.

8. CITY ADMINISTRATOR'S REPORT:

- a) PROJECT UPDATE: Presented a current project list showing the timeline for items to be completed; the project list will be given to council quarterly.

- b) SUMMER MEETING SCHEDULE: City Administrator asked the council if they would consider not having an adjourned meeting in June so staff and council could have vacations. After some discussion, the City Administrator will put this item on the June 6th agenda for consideration.
9. COUNCIL/STAFF COMMENTS: Patterson questioned if there has been any interest in the crossing guard ad; City Administrator reported to date nobody has expressed an interest. The crossing guard position is currently being covered by the City. Patterson noted the last day of school is May 20, 2011.

Howard inquired if the trash container on East 5th is out of the street; it was noted it is still in the street.

Howard reported a resident along Ash Street had concerns about a structure being built which may be too close to their fence line. The City Administrator will have the Zoning Administrator go visit with the concerned individual.

Howard also reported the privacy fence between a business and resident has fallen down.

Jones reported she has met with Peggy Clark and Sarah Hitt regarding the Bailey House project; there will be a meeting in June for a membership drive for the HPPL. It was also noted Ms. Clark is working on a draft letter for the next phase of the grant.

City Attorney reported the Unsafe Structure Ordinance he was given by city staff had been repealed and asked the City Clerk to indicate on the old ordinance it had been repealed.

10. EXECUTIVE SESSION: None

11. ADJOURNMENT: At 9:42 p.m. a motion was made by Howard to adjourn to the regular meeting on May 2, 2011 at 7:30 p.m. Smith seconded the meeting, which carried.



Barbara Schattak
City Clerk