

LYNDON CITY COUNCIL
REGULAR MEETING MINUTES OF
June 6, 2016

The Lyndon City Council met in regular session on Monday, June 6, 2016, 7:00 p.m., at City Hall.

1. CALL TO ORDER: Mayor Cole called the meeting to order.

- a) City Clerk called roll of the City Council. Members Doug Watson, Bill Patterson and Steve Morrison present. Darby Kneisler absent with prior notification.

City Staff present: Pat Walsh, City Attorney; Julie Stutzman, City Clerk; David Wilson, Maintenance Supervisor; and Darrel Manning, Chief of Police.

Others present: Kim Bomberger, Kansas Forestry Service, and Ryan Kuhn, Osage Herald Chronicle.

- b) Letter of Resignation from Kneisler: The City Clerk provided Council with a copy of council member Kneisler's letter of resignation of his seat on City Council due to moving outside of city limits and thanked the Council for the opportunity to serve the City of Lyndon. Patterson made the motion to accept Kneisler's resignation. Watson seconded, motion carried.

2. ADOPTION OF MINUTES OF PREVIOUS MEETINGS:

- a) Patterson made the motion to approve the Regular Meeting minutes of May 16, 2016 as written. Morrison seconded, motion carried.
- b) Watson made the motion to approve the Special Meeting minutes of May 19, 2016 as written. Morrison seconded, motion carried.

3. CONSENT AGENDA:

- a) Approval of Bills: Morrison made the motion to approve the bills as set forth. Patterson seconded, motion carried. Council briefly discussed the cost from Chavez Restoration for cleanup of the community center after the flood.

4. PUBLIC COMMENTS: None.

5. CORRESPONDENCE TO COUNCIL:

- Public Wholesale Water Supply District #12 Regular Meeting minutes of May 18, 2016.
- May 2016 edition of the Kansas Government Journal.

6. UNFINISHED BUSINESS:

- a. AWARD OF TRASH CONTRACT: The Council received a summary of the bids for the trash contract from Ottawa Sanitation, Exodus Disposal and Waste Management. The bids were as follows with Ottawa Sanitation bidding \$11.61

with \$1.25 for additional container, Exodus Disposal \$13.25 with \$3.00 per additional container, and Waste Management \$12.95 with \$8.00 per additional container. After a lengthy discussion, Patterson made the motion to award the trash contract to Ottawa Sanitation pending signed contract. Morrison seconded, motion carried.

- b. EMERALD ASH BORER: Kim Bomberger with the Kansas Forest Service spoke briefly with Council about the Emerald Ash Borer that is threatening and destroying Ash trees. She provided and reviewed with Council a copy of Lyndon's 2001 tree inventory as well as a brief overview of surrounding areas that are currently in quarantine and other areas that have detected infestation. After a lengthy discussion about treatment strategies and removal, it was consensus of the Council to have Ms. Bomberger return in the fall to prepare an inventory to determine the percentage of Ash trees as well as the condition of those trees within the City. Ms. Bomberger encouraged the City to continue with the annual planting of trees.
- c. CITY LAKE WATER RIGHTS APPLICATION: Council received a copy of the application to approve for change of use to recreational and transfer of water rights for the lake as part of the settlement agreement with the owner. The application cost to the Kansas Department of Agriculture is \$500. Morrison made the motion to authorize the Mayor to sign the application and waiver on behalf of the City. Watson seconded, motion carried.
- d. STREET LIGHT ON ASH COURT: The City Clerk stated that only 2-3 residents on Ash and Ash Court responded to the letter about the street light request. Due to lack of interest, it was consensus of the Council to table the matter.

7. NEW BUSINESS:

- a) ZONING CHANGE REQUEST FROM JEFF CLARK FOR VACANT LOT ON 6TH STREET: Council received a request from Jeff Clark to rezone a vacant lot on sixth from R-1 to C-1 so that a storage unit can be built on the property. The City Attorney stated the request normally goes through the Planning and Zoning for approval and then brought back to Council for approval once the commission gives their recommendation. Council tabled the matter to give time the commission to review the rezoning application and give their recommendation.
- b) POLICY ON RETURN CHECKS: The City Clerk provided Council with a proposed Governing Body policy on return checks for approval. Watson made the motion to approve the administrative policy on return checks and amending the last paragraph to "any 12 month period". Patterson seconded, motion carried.

- c) RESOLUTION 2016-2 ADOPTING RETURN CHECK POLICY: Watson made the motion to approve Resolution No. 2016-2 adopting the return check policy. Patterson seconded, motion carried.
- d) 2016 CONSUMER CONFIDENCE REPORT: Council received a copy of the 2016 Consumer Confidence Report, Calendar Year 2015 for review. The annual report provides water quality information to the City as well as residents. The report is available to residents through the City's website as well as copies at City Hall. Residents are notified the report is available by the message on the utility bill as well as flyers posted at the office. The certification of notification is due to Patti Croy at KDHE by July 1. The City Clerk stated after the utility bills are sent on June 10, the requirements for notification will be fulfilled and certification sent in.

8. STAFF REPORTS:

- a) POLICE: The Council received a copy of the Officer Activity report.
- b) PLANNING AND ZONING: No meeting held.
- c) PUBLIC WORKS: Council received a copy of the Maintenance Activity report.

The Maintenance Supervisor discussed the flooding and issues it caused at the sewer plant. He completed and sent in two incident reports KDHE as required stating locations of infiltration due to flooding.

- d) CITY CLERK: The City Clerk provided Council with the Clerk's report and discussed it with Council.

The City Clerk stated the Council needs to elect a Council President since Kneisler resigned. Watson made the motion to elected Morrison as the Council President. Patterson seconded, motion carried by majority vote of quorum. The Council briefly discussed recruiting residents to fill the vacant seats.

9. COUNCIL/MAYOR COMMENTS AND REPORTS:

Patterson stated he contact Sharon Tidwell with Jones Trust about the lighting at Jones Park and she could not say if the project would be funded or not, but sent the link for the application to the City Clerk.

Patterson stated the sign on the south end of town is in disrepair and needs replaced. Mayor Cole stated he was approached by Frank Burkdoll about a doing a new sign. The Maintenance Supervisor state he also has someone who might be interested in repainting the sign and will look into replacement.

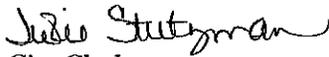
Morrison stated that Mr. Hoelting told him that the football team is looking for a community service project and briefly discussed it with Council.

10. EXECUTIVE SESSION:

Morrison made the motion to recess to executive session for five minutes for non-elected personnel with City Attorney, City Clerk and Maintenance Supervisor attending. Watson seconded, motion carried. Council reconvened with Patterson making the motion to hire Claire Feltner as lifeguard and Colton Hutchcroft as seasonal maintenance at \$7.25 per hour. Watson seconded, motion carried.

Patterson made the motion to recess to executive session for 10 minutes for non-elected personnel with the City Attorney and Chief of Police attending. Morrison seconded, motion carried. Council reconvened with no binding action taken.

11. ADJOURNMENT: Patterson made the motion to adjourn to Monday, July 5, 2016, at 7:00 p.m. for the regular meeting. Morrison seconded, motion carried.


Julie Stutzman
City Clerk