

LYNDON CITY COUNCIL  
REGULAR MEETING MINUTES OF  
September 21, 2015

The Lyndon City Council met in regular session on Monday, September 21, 2015, 7:00 p.m., at City Hall.

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

- a) City Clerk called roll of the City Council. Mayor Brandon Smith (7:05) and members Doug Watson, Darby Kneisler, Chris Cole, and Bill Patterson present. Steve Morrison absent.

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

Others present: Kelly Hurla, Osage County Herald Chronicle, Bruce Williams (7:28)

2. ADOPTION OF MINUTES OF PREVIOUS MEETINGS:

- a) Kneisler made the motion to approve the Regular Meeting minutes of September 8, 2015 as written. Watson seconded, motion carried.

3. CONSENT AGENDA:

- a. Approval of Bills: Patterson made the motion to approve the bills as set forth. Watson seconded, motion carried.

4. PUBLIC COMMENTS: Bruce Williams presented to Council to voice his concern about passing the ordinance fining residents \$50 for throwing grass clippings onto city streets and respectively voiced his opposition to pass or enforce such an ordinance. The Council discussed the issue with Mr. Williams and thanked him for his time.

5. CORRESPONDENCE TO COUNCIL:

- Pledge of securities from Lyndon State Bank as of August 31, 2015.

6. UNFINISHED BUSINESS:

- a. BUILDING PERMIT FOR LEARNING CENTER: The Council received and reviewed a copy of the building permit submitted by Brad Loveless for the learning center to be placed on the new trail. After further discussion, Cole made the motion to approve the building permit. Patterson seconded, motion carried.

- b. GRASS CLIPPINGS/LITTER ORDINANCE: The City Clerk stated she gathered sample ordinances from other cities as directed by the Council. She stated that after researching the City's ordinances with the Chief of Police, this issue might be covered under the nuisance Ordinance No. 722. The City Attorney stated even though it does not state grass specifically, the argument could be made that it is a nuisance. The Chief of Police stated it is a violation when the person is disagreeable with the nuisance and enforced under this ordinance. No action taken.

- c. SAFE ROUTES TO SCHOOL UPDATE: The Maintenance Supervisor stated that he and the Mayor walked the route to discuss concerns and possible issues. He stated the construction crew is still working on the punch list of items and there will be a final walk through scheduled after things have been completed. The Maintenance Supervisor stated the handrail for the switchback did not pass inspection, removed for re-fabrication and re-installed today. Patterson discussed painting crosswalks on Cedar in the future. Further discussion continued about the project with no action taken.

7. NEW BUSINESS:

- a) CONSIDERATION OF AN INCREASE IN COURT COSTS: The City Attorney stated the City's court fees are lower than district court and other local cities and recommended increasing fees. He stated the lowest municipal court fee is about \$75.00 and the City's current fee is currently at \$60. After further discussion, the Council directed the City Attorney to draft the ordinance amending Ordinance No. 785 and raising court costs to \$80.00.
- b) CHARTER ORDINANCE #9: The City Attorney stated with the new state law changing elections, a new charter ordinance needs to be drafted bridging the terms in the new one to those who are expiring in April and extending them until the following January due to elections now being held in November. He discussed with the Council extending the term of Mayor from two to four years and three seats up for election every other year in odd years, the Mayor and two council members and the next election three council members. The new ordinance needs to be published a couple of times, subject to a protest petition and then on the ballot if objected. After further discussion, it was consensus of the Council to change the Mayor's term to four years.

8. STAFF REPORTS:

- a) POLICE: The Council received a copy of the Officer Activity report for September 2015.
- b) PLANNING AND ZONING: The building permit submitted for Council approval was reviewed and approved under new business, item 6a.
- c) PUBLIC WORKS: The Maintenance Supervisor provided Council the Maintenance Activity report for review.
- d) CITY CLERK: Council received a copy of the Clerk's report.

The City Clerk state the ad for part-time utility/billing clerk position was advertised in the paper and is on the City's website and Facebook. She stated the full job description is also available on the City's website. The City Clerk stated the deadline to apply is October 9, interviews during the week of October 12-15, job candidates for the Council to interview at the October 19 meeting, and hopefully someone on board by November 2.

9. COUNCIL/MAYOR COMMENTS AND REPORTS:

Patterson asked about the plans for having a haunted trail. The City Clerk stated the Pride has been in contact with the Lyndon PTO about co-hosting a haunted trail at Jones Park on Halloween, October 31. The PTO will provide hotdogs, chips and drinks and the Pride will provide a hayrack ride. MOPS/MOPS Next and the Lyndon Leaders are also hosting a Trunk-or-Treat that evening. The City Clerk stated that it is still in the early planning stages and hopefully will have more information at the next meeting.

Watson asked about progress on the Jones Park Agreement. The City Clerk stated she has spoken with the new USD 421 Superintendent, but no further progress or meetings have been scheduled. The City Clerk was directed to email the superintendent and Mr. Massey with the Rec Commission.

Mayor Smith asked if anyone has inquired about the vacant position on the Joint Recreation Commission. The City Clerk stated she has not received any letters of interest and can post it again on the City's Facebook. Patterson stated he spoke to one person about the position and will see if they are still interested.

10. EXECUTIVE SESSION:

Patterson made the motion to recess to executive session for 10 minutes for Attorney-Client privilege. Kneisler seconded, motion carried. Council reconvened with no action taken.

11. ADJOURNMENT: Cole made the motion to adjourn to Monday, October 5, 2015 at 7:00 p.m. for the regular meeting. Kneisler seconded, motion carried.

*Julie Stutzman*

City Clerk