

LYNDON CITY COUNCIL  
ADJOURNED MEETING MINUTES OF  
JANUARY 18, 2010

The Lyndon City Council met in adjourned session on Monday, January 18, 2010, 7:30 p.m., at City Hall.

Members Present: Wayne Howard, Kay Jones, Bill Patterson, Brandon Smith, Doug Watson (8:07) and Mayor Jeff Bronson, City Attorney Pat Walsh, City Administrator Larry Thurston, Clerk Barbara Schattak

Also Present: Galen Boyd  
Shane & Randy Kirkpatrick  
Steve Zerr  
Darrel Manning, Chief of Police  
Robert Smith, Police Officer  
David Wilson, Maintenance Superintendent  
Wayne White, The Osage County Herald-Chronicle

Mayor Jeff Bronson called the meeting to order. A motion was made by Smith to approve the minutes of December 30, 2009. Jones seconded, which carried.

PUBLIC COMMENTS: Galen Boyd owner of 528 W. 9<sup>th</sup> informed the council of a water leak on his property and he requested a waiver of the sewer fee as the water went into the ground. After some discussion, a motion was made by Patterson to waive the sewer amount for the month of December and charge the minimum for sewer. Smith seconded the motion, which carried. Larry stated the monthly charge for sewer would be worked out.

City Attorney Pat Walsh presented Ordinance No. 761 regulating zoning within the corporate limits of the City of Lyndon, Kansas; incorporating by reference "Zoning Ordinance for the City of Lyndon, Kansas", Edition of 2010; and repealing Ordinance Number 735. After some discussion, a motion was made by Jones to approve Ordinance No. 761 to adopt the new floodplain regulations and authorize Mayor Bronson to sign on behalf of the City. Patterson seconded the motion, which carried.

Presented Ordinance No. 762 annexing land to the City of Lyndon, Kansas and the Consent to Annexation of 7.49 acres signed by Shane and Randy Kirkpatrick. After some discussion, a motion was made by Howard to approve Ordinance No. 762 and authorize Mayor Bronson to sign on behalf of the City. Jones seconded the motion, which carried.

Shane Kirkpatrick asked about getting agreement about roads being gravel at the beginning and being chip and sealed a later date; it was noted the City Attorney would get with Charna Williams, Chairman of the Planning & Zoning to draft an agreement regarding roads. After some discussion, the matter was tabled.

ROCKIN Z RIDGE: Steve Zerr informed the council there had been some miscommunication between the City and his engineer while he was on vacation or he would have been ready to annex at this time. Steve reported he had given his request for annexation to the City last

Friday. City Attorney Walsh stated he will draft the Consent to Annexation and forward to Steve for his signature and would have an ordinance ready for the next meeting.

WEBSITE: City Clerk Barb Schattak gave each council member a copy of bids from different website builders for review. After some discussion, it was consensus of the council to have Patterson review the bids. The matter was tabled.

PERSONNEL: At 8:16 p.m. a motion was made by Patterson to recess to executive session for 20 minutes to discuss a personnel matter and have Larry attend. Howard seconded the motion, which carried. The governing body reconvened at 8:36 p.m.

At 8:37 p.m. a motion was made by Watson to recess to executive session for 10 minutes to discuss a personnel matter. Smith seconded the motion which carried. The governing body reconvened at 8:47 p.m.

A motion was made by Howard to hire Carolyn Wilson to fill the part time position at \$9.00 an hour per agreement with Larry. Watson seconded the motion, which carried.

CITY CLERK: Presented a building permit from Three Lakes Educational Cooperation, 1318 Topeka, for a retaining wall. The application was approved by Zoning Administrator, Larry Thurston and is on file at City Hall.

Each council member was given a copy of an email received from the League of Kansas Municipalities announcing they would be celebrating their 100 year anniversary throughout 2010 and will be creating public service announcements promoting cities; a link to one is included in the email.

Received from Stephanie Watson, OCED, a notice of an academy hosted by the Center for Engagement and Community Development (CECD) on February 25, March 3 & 4, March 10<sup>th</sup> in Independence, Kansas; it is open to anyone who is interested who is wishing to improve their community.

City Clerk Barb Schattak reported there will be a dinner hosted by Osage County Economic Development in Melvern on Wednesday, January 20<sup>th</sup>, and she is planning to attend as she had not had the notice at the last meeting and there was not time to give it to the council. Patterson noted he will be attending the dinner also.

Each member was given the November issue of the Kansas Government Journal.

CITY ATTORNEY: At 8:48 p.m. a motion was made by Howard to recess to executive session for 10 minutes for attorney-client privilege. Jones seconded the motion, which carried. The governing body reconvened at 8:58 p.m. No action was taken.

CITY ADMINISTRATOR: Larry gave each member a copy of his Administrator's Report which included; Mr. Zerr's letter requesting annexation; a request of payment in the amount of \$2,000 from Kirkham Michael, and Larry has filed for the transfer of funds; a copy of a letter sent to big water users regarding water rates; letter from BG Consultants for council review; and a year-end report from the Police Department.

GOVERNING BODY COMMENTS: At 9:03 p.m. a motion was made by Patterson to recess to executive session for 10 minutes to discuss a personnel matter. Howard seconded the motion, which carried. The governing body reconvened at 9:13 p.m. No action was taken.

At 9:15 p.m. a motion was made by Smith to recess to executive session for 10 minutes to discuss a personnel matter and have Larry and Barb attend. Watson seconded the motion, which carried. The governing body reconvened at 9:25 p.m. No action was taken.

Jones asked Larry if the action plan mentioned in the Dam Safety Inspection Report had been completed; Larry reported he is still working on it.

Jones reported the Community Center Sign is in need of being refurbished. After some discussion, it was the consensus of the council for Larry to contact Frank Burkdoll about refurbishing the sign.

At 9:34 p.m. a motion was made by Howard to adjourn to regular session, Monday, February 1, 2010, at 7:30 p.m. Patterson seconded the motion, which carried.

A handwritten signature in cursive script that reads "Barbara Schattak".

Barbara Schattak  
City Clerk