

LYNDON CITY COUNCIL  
REGULAR MEETING MINUTES OF  
December 5, 2016

The Lyndon City Council met in regular session on Monday, December 5, 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. Mayor Chris Cole and members Doug Watson, Bill Patterson, Darin Schmitt (7:05), Ryan Kuhn and Steve Morrison present.

City Staff present: Julie Stutzman, City Clerk; David Wilson, Maintenance Supervisor; and Darrel Manning Chief of Police/Zoning Administrator.

Others Present: Tammy Schlingmann, Osage Herald Chronicle.

2. ADOPTION OF MINUTES OF PREVIOUS MEETINGS:

- a) Morrison made the motion to approve the regular meeting minutes of November 21, 2016 as written. Kuhn seconded, motion carried.

3. CONSENT AGENDA:

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

4. PUBLIC COMMENTS: None.

5. CORRESPONDENCE TO COUNCIL:

- Public Wholesale Water Supply District #12 meeting minutes of November 16, 2016.
- Kansas Government Journal of November 2016.

6. UNFINISHED BUSINESS:

- a) KRWA WATER RATE ANALYSIS RESULTS: The Council received a copy of the results of the water analysis results done by Greg Duryea at KRWA. One option provided by KRWA was to have the base fee not include the first thousand gallons and bill the \$11.81 per thousand for the first 1,000 gallons, which would generate \$72,000 in revenue. She stated that according to the letter it was the recommendation not to adjust rates beyond the scheduled increase and to review 2016 actual numbers to see if the planned rate adjustments are on target for 2017.
- b) ASH TREE INVENTORY RESULTS: The City Clerk provided Council with the results of Ash Tree Inventory conducted on October 19, 2016 by Kim Bomberger of the Kansas Forestry Service and City staff. She stated that 208 green and white Ash trees were inventoried and of those trees nine, (4%) were in good condition, thirty-seven (18%) were in fair condition, one hundred fifty-six (76%) were in poor condition, and three (1%) were dead or dying. After a lengthy discussion, it was consensus of the Council to meet with Kim Bomberger of the Forestry Service and

the Tree Board in the near future to discuss a plan for removal of Ash trees and replacement trees in the City. Watson also requested a copy of the current City ordinance in regards to trees.

- c) ORDINANCE NO. 817 - KDHE LOAN AGREEMENT: The City Attorney stated the ordinance authorizes the City to executive the loan agreement with KDHE for the wastewater project. Watson made the motion to approve and authorize the Mayor to sign Ordinance No. 817. Patterson seconded, motion carried.
- d) LEGAL SERVICES AGREEMENT: Schmitt made the motion to approve and authorize the Mayor to sign the Legal Services Agreement with City Attorney Pat Walsh to provide legal services to the City of Lyndon for the wastewater improvement project per USDA requirement for funding. Patterson seconded, motion carried.
- e) COMMUNITY CENTER FEES SCHEDULE UPDATE: The City Attorney added language to the current fee schedule for the Community Center for waiving the fee for the Lyndon Recreation Commission for community programs as long as no fee is charged to participants. After a lengthy discussion, Watson made the motion to approve the updated fee and deposit schedule and waiving the fee for the Rec Commission to provide programs. Kuhn seconded, motion carried.

7. NEW BUSINESS:

- a) ANNUAL CEREAL MALT BEVERAGE LICENSES (CMB): The City Clerk stated it was time for annual renewal of CMB licenses for Buzzard's Pizza, Casey's, D's Mini Mart and EZ Rock. She stated she had not received the paperwork back from EZ Rock, however, will have it for approval at the December 19 meeting. Licenses run from January 1, 2017 to December 31, 2017.

Watson made the motion to approve and authorize the Mayor to sign the CMB license for Buzzard's Pizza. Schmitt seconded, motion carried.

Watson made the motion to approve and authorize the Mayor to sign the CMB license for Casey's General Store #3248. Schmitt seconded, motion carried.

Watson made the motion to approve and authorize the Mayor to sign the CMB license for D's Mini Mart. Schmitt seconded, motion carried.

- b) STREELIGHT ON 6TH AND 75 HIGHWAY: The Council was notified that the streetlight on 6th Street and 75 Highway was damaged by a vehicle that was assumed to have possibly hooked the decorative wreath and pulled the light down. The responsible party for the damage of the streetlight is unknown; however, a police report was taken. The estimated damage is approximately \$1500 to \$1700 and the deductible through insurance is \$1,000. Watson asked if there was damage to the wreath and the Maintenance Supervisor stated it still works. It was consensus of the Council to order the replacement light and to absorb the cost in lieu of submitting to EMC. Patterson made the motion to replace the streetlight with costs not to exceed \$2,000. Schmitt seconded, motion carried. The Maintenance Supervisor stated the

wreaths on that block were turned to the inside to avoid the issue happening again, however, voiced concerns about the flags for holidays. The Mayor stated the Council may need to make a change in the future in regards to parking in some areas, but does not want to keep patrons from stopping at local businesses.

8. STAFF REPORTS:

- a) POLICE: The Council received a copy of the Officer's Activity report.
- b) PLANNING AND ZONING: The next commission meeting is scheduled for Wednesday, December 7, 2016 at 6:30 p.m.
- c) PUBLIC WORKS: The Maintenance Supervisor provided Council with the Maintenance Activity report.

The Maintenance Supervisor stated the City had a safety inspection by the Kansas Department of Labor. He stated the City need to install GFCI electrical outlets in what are considered "wet" areas at the pool, concession stand, community center, city shops, and city hall. The valve on the water heater was redone using copper and the PVC pipe removed. He stated the corrective actions are to be completed by January 24, 2017.

- d) CITY CLERK: The City Clerk did not provide a written report, however, stated she has been working with the City Attorney, BG Consultants, and USDA on paperwork for the wastewater project.

9. COUNCIL/MAYOR COMMENTS AND REPORTS:

Patterson thanked everyone who was involved in the winter festivities on Saturday, Dec 5.

Patterson asked about the expansion of Bailey & Sons and briefly discussed the cars on the north side of the barn on the property. The Chief stated those are cars that are in the process of being rotated out and are possibly trade-ins.

Morrison also thanked the volunteers for the parade and winter festivities. The City Clerk stated the only thing the Pride did was the parade, the Lyndon Endowment Association facilitated the craft show and Santa, and the Culture Club held the 5K to help raise funds for their trip to Europe.

10. EXECUTIVE SESSION: None.

11. ADJOURNMENT: Watson made the motion to adjourn to Monday, December 12, 2016, at 7:00 p.m. for special meeting. Kuhn seconded, motion carried.



City Clerk