

LYNDON CITY COUNCIL
REGULAR MEETING MINUTES OF
December 16, 2024

The Lyndon City Council met in regular session on Monday, December 16, 2024, 7:00 p.m., at City Hall.

1. CALL TO ORDER: Council President Lynn Atchison called the meeting to order. Mayor Morrison running late.

- a) ROLL CALL: City Clerk called roll of the City Council. Mayor Steve Morrison (7:05), Council President Lynn Atchison, and members Hannah Wilson, Katie Shepard, and Kevin Heit were present. Darin Schmitt was absent with notification.

CITY STAFF: Patrick Walsh, City Attorney; Julie Stutzman, City Clerk; Randy Gregory, Public Works Director; and David Forkenbrock, Chief of Police.

OTHERS PRESENT: Trayce Heidner, Aaron Brucker, Loki McClintock, Erin Massey, Ali Massey, Diane Vaughn, George Stutzman, Charles Hanna, and Zach Hanna.

2. PUBLIC HEARING:

- a. AMENDING 2024 BUDGET: At 7:00 p.m., Heit made the motion to open the public hearing on the amendment of the 2024 budget. Wilson seconded; motion carried. City Clerk provided a brief overview of the reason and process of needing to amend the City 1% to allow use of unused 2023 funds for the Jackson Street Project in 2024. Floor was opened to the public for comment which there was none. Wilson made the motion to adopt the amended 2024 budget. Shepard seconded; motion carried.

3. EXECUTIVE SESSION: At 7:02 p.m. Wilson made the motion to enter into an executive session under the attorney/client exception to the open meetings act to discuss matters that may be deemed privileged in the attorney/client relationship for a period of 10 minutes returning to open session at 7:12 p.m. Shepard seconded; motion carried.

At 7:12 p.m. Council reconvened with no action.

Item 7h moved up before hearings – see below.

4. 7:30 PUBLIC HEARINGS:

- b. UNSAFE STRUCTURE – 503 ASH AND 927 ASH: At 7:33 p.m., Atchison made the motion to recess to the public hearing on the unsafe structures at 503 and 927 Ash. Wilson seconded; motion carried. Rhonda Moon did not attend the hearings.

The City Attorney discussed unsafe structures and ordinance requirements with the Ordinance Enforcement Officer (OEO). When asked by the City Attorney if the structures could be repaired, the OEO stated they could not and reviewed reports on both structures detailing why.

Following the discussion, the City Attorney recommended adjourning the hearing to the January 6th meeting for consideration of a resolution with the finding that the Council believes the structures are unsafe, not fit for human habitation and should be removed. Council consensus to proceed with having the City Attorney draft the resolution with a deadline of April 1, 2025

At 7:48 p.m. Atchison motion to adjourn the hearing on the unsafe structures to January 6 at 7:00 p.m. Wilson seconded; motion carried.

5. APPROVAL OF MINUTES:

- a) Atchison made the motion to approve the regular meeting minutes of December 2, 2024 as amended. Heit seconded; motion carried.

6. CONSENT AGENDA:

- a) Approval of Bills: Heit made the motion to approve the bills as set forth. Shepard seconded; motion carried.

7. CORRESPONDENCE TO COUNCIL: None.

8. UNFINISHED BUSINESS:

- a) PD CAMERA SYSTEM: Council received information from Motorola on purchasing three new body cameras for the police department. Shepard made the motion to move forward with purchasing the body cameras in the amount of \$6,338.00. Atchison seconded; motion carried.

- b) FERTILIZER FOR SOFTBALLS FIELDS: The Council was provided a quote from Great Life for service of softball and baseball fields in the amount of \$833.34. Atchison made the motion to approve. Shepard seconded, motion carried.
- c) APPROVAL OF PAYMENT FOR B.BOYD – DEMO PERMIT: The Council received a compliance letter from Ordinance Enforcement Officer in regards to 520 West 9th. The removal of the structured was completed within the 120 days. Atchison made the motion to pay Ms. Boyd up to \$1,250.00 for completion of the demolition program. Heit seconded; motion carried.

9. NEW BUSINESS:

- a) APPROVAL OF INVOICE FROM J&T SERVICE – TREE REMOVAL: Council received invoices from J&T Tree service in the amount of \$900 for removal of Ash Trees at 506 Topeka. Heit made the motion to approve the cost. Shepard seconded; motion carried.
- b) APPROVAL OF ANNUAL LKM DUES: Invoice for annual dues to the League of Kansas Municipalities in the amount of \$806.39. Wilson made the motion to renew the membership. Shepard seconded; motion carried.
- c) APPROVAL OF ACCESS TO PROPERTY / CONSENT TO CORRECTIVE ACTIVITIES AGREEMENT: The Council recieved the signed copy of the access to property agreement and consent to corrective activities agreement from Greg and Becky Thill. Atchison made the motion to approve and authorize the Mayor to sign. Wilson seconded; motion carried.
- d) APPROVAL OF 2025 CMB LICENSES: Wilson made the motion to approve and authorize the Mayor to sign the 2025 CMB license for Buzzard's Pizza. Heit seconded; motion carried.
- e) 2025 HOLIDAY SCHEDULE: The Council received the proposed holiday request from city employees per the employee handbook for consideration. Atchison made the motion to approve the 2025 schedule. Shepard seconded; motion carried.
- f) REQUEST FROM MELVERN CORPS OF ENGINEERS – WAIVING OF COMMUNITY CENTER FEES: The Council received a request from the Melvern Corps of Engineers to waive the fees for the community center fees on February 26, 2025 for a Natural Resources Conference. Wilson made the motion to approve the request. Atchison seconded; motion carried.

- g) CONSIDERATION OF CLOSING CITY HALL AT NOON ON DECEMBER 31, 2024: The City Clerk respectively requested to close City Hall at noon on the last day of month to aid in finishing month end after the holiday. Consensus of the Council to approve.
- h) JONES PARK TENNIS COURT ISSUE: The City Clerk stated that Diane Vaughn along with Trayce Heidner, Aaron Brucker, Loki McClintock, Erin Massey, and Ali Massey are here regarding this agenda item. Ms. Vaughn, a gifted facilitator at local schools, including Lyndon, Melvern, and Osage City, discussed a student project funded by a \$250 award and a \$250 match from the local Pride organization. With \$500, Lyndon students purchased pickleball, basketball, and tennis equipment, along with a camera system and storage deck box, to be placed at the city's tennis court. The items, including surveillance equipment and signage, were placed at the courts without the city's knowledge or permission. When Ms. Vaughn later checked on the items, she found they had been removed.

The City Attorney highlighted liability concerns regarding a non-city-operated camera on city-owned facilities, particularly when involving children. After an extended discussion about responsibility for the equipment and access, the Council tabled the matter.

Mayor Morrison and the Council asked Ms. Vaughn to reclaim the camera and sports equipment until the issue is resolved. Ms. Vaughn took the camera that evening but left the deck box with equipment.

- i) PURCHASE DIESEL FUEL FOR SEWER PLANT GENERATOR AND CITY VEHICLES: The Council was provided a quote from MFA Oil in regards to the purchase of dyed diesel fuel at the price of \$2.51 /gallon. Heit made the motion to approve the purchase of 500 gallons of fuel in the amount of \$1,255.00. Shepard seconded; motion carried.

10. STAFF REPORTS:

a) CITY CLERK:

- City Clerk report dated December 16, 2024 was reviewed and discussed.
- Colleen Mendoza had sent a letter of support signature request for consideration regarding the Coffey County CHIPS application. Atchison motion to authorize the Mayor to sign the letter of support. Heit seconded, motion carried.

b) PUBLIC WORKS:

- Public Works report dated December 2 to December 16 was reviewed and discussed.

c) POLICE DEPARTMENT:

- Police Call for Service log will be done on a monthly basis. No report.


11. COUNCIL/MAYOR COMMENTS AND REPORTS: None.

12. EXECUTIVE SESSION: At 8:49 p.m. Wilson made the motion to enter into an executive session under the non-elected personnel exception to the open meetings act to protect the privacy interests of the employee for a period of 5 minutes returning to open session at 8:54 p.m. Shepard seconded; motion carried.

At 8:54 p.m., Council reconvened with Wilson made the motion to hire Nina Green as the utility clerk with a beginning wage of \$18.00 per hour starting January 2, 2025. Shepard seconded; motion carried.


13. ADJOURNMENT: Wilson made the motion to adjourn to Monday, January 6, 2025 at 7:00 p.m. for regular meeting. Shepard seconded; motion carried.

Respectfully submitted,


Julie Stutzman, CMC City Clerk

Approved by the governing body on January 21, 2025

Attest:


Julie Stutzman, CMC City Clerk

