

Osawatomie, Kansas. **January 11, 2024.** The Council Meeting was held at Memorial Hall located at 411 11<sup>th</sup> Street. Mayor Nick Hampson called the meeting to order at 6:30 p.m. Council members present were: Schasteen, Macek, Diehm, Dickinson, LaDuex, Bratton, Filipin and Caldwell. City Staff present at the meeting were: City Manager Bret Glendening, City Clerk Tammy Seamands, City Attorney Jeff Deane, Utilities Director Terry Upshaw, Public Works Director Michele Silsbee and Consultant Michael Scanlon. Members of the public were: Eunice Mollett, Tracy Jordan, Jennifer Williams, Wayne Ova, Derek Henness, Nicole Henness, GW Weld, Dustin Baker, Michelle Hern and Steven Benner.

**INVOCATION.** – Pastor Wayne Ova, Faith Baptist Church

**CONSENT AGENDA.** Approval of January 11, 2024 Agenda, December 28<sup>th</sup> Council Meeting Minutes, Pay Application – BG Consultants – Brown Ave Improvements - \$704.00, Pay Application – BG Consultants – Water Line Improvements - \$3,435.00. Pay Application – BG Consultants – On Call Engineering Services - \$5,764.00. **Motion** made by LaDuex, seconded by Filipin to approve the consent agenda as presented. Yeas: All

#### **COMMENTS FROM THE PUBLIC.**

Pastor Wayne Ova – I have been working with Grief Comfort. The next session starts a week from tonight in the youth building at Crosspoint Church. It is from 6:00 – 7:30 and will last for eight weeks. Anyone that is experiencing grief can benefit from this.

Eunice Mollett – I run Four Kids for Kritters and we are a licensed cat rescue. We would like to talk about starting a TNR program in the City of Osawatomie. We all know that Osawatomie is overran by a lot of stray and community cats. We are asking that the city council consider allowing us to start up a TNR program in city limits. We would then start getting volunteer trappers and donations to begin trapping and getting the cats fixed to start reducing the numbers. We would also make sure that the cats were vaccinated. I would really like to head up this program with my rescue.

Alcove Development - Justin Baker and GW Weld gave an update on the purchase and remodel of the old Swenson school. We appreciate your vote of confidence on the rezoning of the property. We should close on the property by March 1<sup>st</sup>. We are currently in the concept stage and plan on converting the building into multifamily housing primarily for seniors and hope to bring back a concept plan to you in about a month. After that we would bring back a site plan for your review. We would like to start construction around the spring of 2025. We are nominating the building to National Register of Historic Places. The building has a lot of unique architectural features.

**PUBLIC HEARINGS.** - None.

#### **PRESENTATIONS, PROCLAMATIONS AND APPOINTMENTS.**

OATH OF OFFICE – NICK HAMPSON, MAYOR, LAWRENCE DICKINSON  
COUNCIL MEMBER WARD I, DAN MACEK COUNCIL MEMBER WARD II, DEREK

HENNESS COUNCIL MEMBER WARD III AND CATHY CALDWELL COUNCIL MEMBER WARD IV – Mayor Hampson and Council Members Dickinson, Macek, Henness and Caldwell were given the oath of office by City Clerk Tammy Seamands. Henness took his seat at the council table at 6:55 p.m.

PROCLAMATION FOR COUNCILMEMBER KAREN LADUEX – Mayor Hampson read the proclamation. **Motion** made by Dickinson, seconded by Schasteen to accept the Karen LaDuex Day proclamation as presented. Yeas: All.

APPOINTMENT OF NEW COUNCIL LIASION TO THE OSAWATOMIE PUBLIC LIBRARY BOARD OF DIRECTORS - **Motion** by Macek, seconded by Caldwell to appoint Council Member Tammy Filipin as the new council liaison to the Osawatomie Public Library Board of Directors. Yeas: All.

### UNFINISHED BUSINESS.

RESOLUTION 1196 – APPROVING COUNCIL POLICIES 101 THROUGH 110 – Council Policies should be reviewed at the end of every calendar year so that the City Council has an opportunity to review, amend, or rescind previously passed policies. The routine we have set is to start review at the first December meeting take any recommended changes and comments and bring suggested changes back for City Council consideration at the first meeting in January of the following year. **Motion** made by Schasteen, seconded by Diehm to approve Resolution 1196 – Relating to the review and acceptance of city council policies 101 through 110 as presented. Yeas: All.

RESOLUTION 1188 – REVIEW OF BUSINESS ASSISTANCE PROGRAM (No action) – At the November 9th council meeting we started discussing the possibility of creating a 6th Street Business Assistance Program to provide some aid to businesses during the reconstruction of 6th Street. I've worked with Janet McRae, the Economic Development Director for Miami County as well as the Director of the Osawatomie Chamber of Commerce, Jennifer Williams.

Essentially, there are three pieces to the program:

- 1.) Wayfinding signage (construction orange with black lettering) directing people to the businesses on 6th Street as well as letting the public know that the businesses are still open. Signage expenses are expected to be around \$500.
- 2.) A monthly drawing for a prize of up to a \$100 value (similar to the Miracle on Main Street boxes we do during the holiday season). This is one prize per month. Businesses along 6th Street must be patronized with a minimum of \$10 spent at the business before qualifying to enter the drawing. Maximum cost will be \$1,200.
- 3.) Partial utility reimbursements. Businesses must apply for and demonstrate a need. The application process won't be overly burdensome. We are merely wanting to determine

that there is a true need as opposed to basic desire to get most of a utility bill reimbursed. The AVERAGE per month for every business along 6th Street is ~ \$26,000/month and on an annual basis, it is approximately \$295,000. If every business applied, if every business was eligible, and every business was impacted based on the definition of “impacted” that is in the resolution, this would be the cost. I believe a rough assumption of the total impact taking into account that not every business will qualify and not every business will be impacted for the duration of the project, we could safely assume that this will cost the city roughly \$100,000.

**ORDINANCE 3839 – AMENDING CHAPTER 16 OF THE OSAWATOMIE MUNICIPAL CODE REGARDING ORGANIZATION & MEMBERSHIP OF PLANNING COMMISSION** – As we looked forward at the planning processes the city would be engaged it was apparent that we needed to reorganize the City’s Planning Commission. After discussions at the staff level, Governing Body level and Planning Commission level changes were recommended that required modification of the City Code including Planning Commission membership, appointment date, meeting times and authority over changes to meeting dates and times. We believe that these changes would assist with the development of the Comprehensive Plan 2040 and Future Land Use Map, as well as all the county-, region-, state-wide planning efforts that are underway. An effective and engaged Planning Commission will be key to the redevelopment and development of the City of Osawatomie going forward and the changes recommended in Ordinance 3839 will hopefully assist us in our efforts. **Motion** made by Bratton, seconded by Filipin to approve Ordinance 3839 – Amending Chapter 16, Section 16-101 and 16-103 of Code of Osawatomie, Kansas dealing with the organization, membership and meeting dates of the Osawatomie City Planning Commission as presented. Yeas: All.

#### **NEW BUSINESS.**

**RESOLUTION 1200 – ESTABLISHING A 6 MONTH MORATORIUM ON REZONING REQUESTS** – As you are aware the city is in the process of creating the City’s Comprehensive Plan - 2040. Given the various rounds of public input and as to not confuse the development community about future land uses, the city staff is recommending a temporary moratorium until the Comprehensive Plan can be approved. Please understand, this is the first ever Comprehensive Plan that the community will have a hand in helping decide and we want to make sure their input and concerns are weighed before we adopt the plan. Should there be a pressing zoning issue that is time sensitive to be approved we have at our discretion the ability to repeal the moratorium and follow the current practices of the City on planning matters. We believe that given the “temporary” nature of the moratorium we should have negligible impacts on any zoning changes currently contemplated. **Motion** made by Dickinson, seconded by Henness to approve Resolution 1200 – Establishing a temporary moratorium on applications, administrative processing and approval of changes in zoning within the City of Osawatomie, Kansas as presented. Yeas: All.

**EXECUTIVE SESSION** – **Motion** made by Dickinson, seconded by Henness that the City Council recess into closed, executive session for the purpose of discussing personnel matters of nonelected personnel pursuant to the exception K.S.A. 75-4319 (b)(1). The closed meeting will

last 20 minutes and will resume here in Memorial Hall at 7:40 p.m. Also attending will be City Manager Bret Glendening. Yeas: All.

The council meeting resumed to open session at 7:40 p.m. with no action taken

### **COUNCIL REPORTS**

Cathy Caldwell ~ I would appreciate you reading through your packets that Four Kids for Kritters passed out regarding the TNR program. They are not asking for any money and I think its worth us looking at it.

Tammy Filipin ~ I appreciate the city's efforts on the streets and the snow removal. I would second Cathy's request on the TNR program.

Derek Henness ~ Thank you Karen for your 17 years of service. I have big shoes to fill.

Kenny Diehm ~ I had a water leak up the street from me and the water crew was out there pretty quick to get that repaired. I appreciate that and also for the snow removal.

Kevin Schasteen ~ Thank you and congratulations to Karen. I was out bright and early Tuesday morning and our streets were the best I experienced between here and the city.

**MAYOR'S REPORT** – We do appreciate the city crews – there was a lot of trees down, the snow was deep and water lines were breaking. You could see employees out everywhere working and I appreciate you staying on top of it.

Karen we are so appreciative of what you have done for us. Thank you for that.

### **CITY MANAGER & STAFF REPORTS.**

Bret Glendening ~ I passed out a water rate analysis for surrounding communities. The City of Osawatomie is the 5<sup>th</sup> lowest when you look at a 5,000-gallon usage for combined charges.

Michele Silsbee ~ Passed out snow removal numbers.

Jennifer Williams ~ The Osawatomie Legislative Breakfast is Saturday, February 10<sup>th</sup> at 7:00 am at the Osawatomie High School Cafeteria.

### **OTHER DISCUSSION/MOTIONS.**

**Motion** made by Bratton, seconded by Schasteen to adjourn. Yeas: All. The mayor declared the meeting adjourned at 07:48 p.m.

/s/ Tammy Seamands  
Tammy Seamands, City Clerk