

Osawatomie, Kansas. **May 12, 2022.** The Council Meeting was held at Memorial Hall located at 411 11th Street. Mayor Nick Hampson called the meeting to order at 6:30 p.m. Council members present were Wright, Bratton, LaDuex, Dickinson, Diehm, Caldwell and Filipin. Council member Macek was absent. City Staff present at the meeting were City Manager Mike Scanlon, Deputy City Manager Bret Glendening, City Clerk Tammy Seamands, Assistant to the City Manager Samantha Moon, Building Official Ed Beaudry, City Attorney Jeff Deane, and Business Liaison Kari Bradley. Members of the public were: Erica Kriesel, Tiana Wilson, Michele Silsbee, Doug Petroskey, Steve Eichorn, Nicholas Rude, Father Barry Clayton, Shelagh Wright, Tyler Wright, Britnie Wright, Derek Henness, Nicole Henness, Jacki Glendening, Steve Polley, Mike Moon, Lori Moon, Mike Page

INVOCATION. – Father Barry Clayton, St. Philip Neri

CONSENT AGENDA. Approval of May 12th Agenda, April 28th Council Minutes, Pay Application – BG Consultants – Wastewater Treatment Plant - \$1,449.56, Pay Application – BG Consultants – Brown Avenue Work - \$1,560.00, Pay Application – BG Consultants – Wastewater Collection \$570.00, Pay Application – BG Consultants – Misc. Street Work - \$11,407.50, Pay Application – BG Consultants – Water Treatment Plant - \$25,993.20, Pay Application – Western Consultants – KDHE Administration - \$2,500.00, 04-2022 Council Report, Sale of Fireworks Permit – Dale and Jo’s, Special Event Permit – Osawatomie Public Library – “Playstreet”. **Motion** made by LaDuex, seconded by Dickinson to approve the consent agenda as presented. Yeas: All.

COMMENTS FROM THE PUBLIC. – Father Barry Clayton – The Good Friday prayer service at the Old Stone Church went well and we plan on having it again next year. We are reviewing our policies and procedures. We are completing an audit just to verify that things are good and thing align. We are looking at our structure and finances and are hoping to make some more applications for grants.

PUBLIC HEARINGS. – None

PRESENTATIONS, PROCLAMATIONS AND APPOINTMENTS.

MARC 50TH ANNIVERSARY PROCLAMATION – LaDuex read the proclamation. **Motion** made by Dickinson, seconded by LaDuex to approve the MARC 50th Anniversary Proclamation as presented. Yeas: All.

MIAMI COUNTY MEDICAL CENTER 25TH ANNIVERSARY PROCLAMATION – LaDuex read the proclamation. **Motion** made by Dickinson, seconded by Filipin to approve the Miami County Medical Center 25th Anniversary Proclamation as presented. Yeas: All.

UNFINISHED BUSINESS. -None.

NEW BUSINESS.

RESOLUTION 1001 – SALE OF CITY PROPERTY AT 707 AND 711 PACIFIC AVENUE – The RFP was posted on the city web site and staff received one bid for 707 Pacific Avenue. On May 5, 2022 staff had a meeting with the bidder and an offer for 711 Pacific Avenue was made in conjunction with 707 Pacific Avenue. The offer was \$10,000 for both lots. With the purchase of both lots the bidder would combine the lots into one and then split the lots evenly and will build a single-family residence on both lots. **Motion** made by Wright, seconded by Filipin to approve Resolution 1001 – Selling city owned real property located at 707 and 711 Pacific Avenue in the amount of \$10,000 to Ralph Cassone as presented. Yeas: All.

RESOLUTION 1002 – SALE OF CITY PROPERTY AT 831 PACIFIC AVENUE–The RFP was posted on the city web site. Staff received one bid for 831 Pacific Avenue. The offer was \$11,050.00 for the lot. A single-family residence will be built on the lot. **Motion** made by LaDuex, seconded by Wright to approve Resolution 1002 – Selling city owned real property located at 831 Pacific Avenue in the amount of \$11,050.00 to Ralph Cassone as presented. Yeas: All.

RESOLUTION 1003 – PREDEVELOPMENT AGREEMENT WITH WRIGHT WAY HOMES LLC – Resolution 1003 permits Wright Way Homes LLC 180 days to look at the purchase of property from the city to develop “Housing of all Types” and “Economic Development”. **Motion** made by LaDuex seconded by Bratton to approve Resolution 1003 – Directing the city manager to sign a predevelopment agreement with Wright Way Homes for the potential purchase and development of 10 acres as presented. Yeas: All. Wright abstained due to conflict of interest.

RESOLUTION 1004 – CONTRACT WITH CANYON RESEARCH SW FOR A HOUSING NEEDS ASSESSMENT (HNA)-Resolution 1004 and the housing needs analysis that it contemplates completing is the first step in the formation of RHID’s in the City of Osawatomie. RHID’s has become a very common tool in the development of residential housing in rural Kansas. **Motion** made by LaDuex, seconded by Dickinson to approve Resolution 1004 – Directing the city manager to enter into a contact with Canyon Research Southwest Inc. in an amount not to exceed \$5,5500 for the completion of a housing needs analysis (HAN) necessary to create a rural housing incentive district (RHID)as presented. Yeas: All.

RESOLUTION 1005 – EXTENSION OF A PREDEVELOPMENT AGREEMENT WITH DOUG PETROSKEY – Resolution 1005 extends the period of the predevelopment agreement and is a companion to the original resolution, Resolution 926 which gave Doug Petroskey 180 days to look at the purchase of property from the city and expansion of his business on the property he is currently using for Shoot House Paintball. **Motion** made by Diehm, seconded by Caldwell to approve Resolution 1005 – Extending the period of the predevelopment agreement with Doug Petroskey for the potential purchase and development of Northland Property Phase 1B to September 1, 2022 as presented. Yeas: All.

RESOLUTION 1006 – RESOLUTION SUPPORTING THE APPLICATION FOR THE KANSAS DEPARTMENT OF TRANSPORTATIONS (KDOT) TRANSPORTATION ALTERNATIVES PROGRAM -The Kansas Department of Transportations (KDOT) Transportation Alternative (TA) Program funds various bike and pedestrian projects throughout

the state of Kansas. We are making application to this program to tie our Levee Loop and John Brown historic sites to the Flint Hills trail and to our downtown corridor. This is an 80/20 program which means 80% of the eligible reimbursable costs are born by the state through federal funds they receive and 20 % of the eligible expenses are born by the City. We are seeking approximately \$1,925,000 for this project. Resolution 1006 is the first step in attempting to secure funds for this project. **Motion** made by Dickinson, seconded by Wright to approve Resolution 1006 – Declaring the eligibility of the City of Osawatomie to submit an application to the Kansas Department of Transportation for use of Transportation Alternatives Program Funds for the John Brown and Levee Loop project in the City of Osawatomie as presented. Yeas: All.

RESOLUTION 1007 – ESTABLISHING A WORK SESSION CALENDAR FOR CONSIDERATION OF ANNEXATION AND DE-ANNEXATION OF CERTAIN PROPERTIES IN THE CITY OF OSAWATOMIE - Resolution 1007 builds off Resolution 921 and is tied to our goal of promoting economic development. There are various annexations and de-annexations we should consider as a community if we want to increase pull factor and limit our cost of services in certain areas over time. The goal is to have a discussion that includes the public and sets up a sequential set of actions should the City Council want to annex or de-annex certain properties within the City. **Motion** made by Caldwell, seconded by Bratton to approve Resolution 1007 – Prescribing the development of a work session calendar to discuss with the public possible annexations and de-annexations to be considered by the City of Osawatomie as presented. Yeas: All.

RESOLUTION 1008 – MID-YEAR UPDATE ON THE 2022 WORK PLAN (List of 55 Projects) – Scanlon updated council on the progress of the projects on the list of the 55 projects. **Motion** made by LaDuex, seconded by Filipin to approve Resolution 1008 – Updating the List of 55 Projects for 2022 as presented by City Staff as presented. Yeas: All.

RESOLUTION 1009 – CONSIDERATION OF AN ARTS COMMISSION TO ASSIST IN DIRECTING THE INSTALLATION OF PUBLIC ART IN THE CITY OF OSAWATOMIE – As public art becomes more attainable for rural communities, such as through programs offered by the Kansas Department of Commerce’s Kansas Creative Art Industries Commission (KCAIC) and the Office of Rural Prosperity, Arts Commissions are becoming more important for successful introduction and execution of public art initiatives. Arts Commissions function in much the same way as a Tourism Committee or a Trail Commission – a body of appointed residents with a vested interest in the subject matter working with staff and council liaisons to initiate projects, developments, or events that benefit the community and culture. Projects for this commission could include, but not limited to: public art grant application and administration, mural project administration (we have current funding from the Hawkins Foundation for more murals), facilitating sculpture installations or other interactive displays, encouraging or developing temporary displays in public spaces like a student gallery walk or entertainer/speaker series, coordinating community events from outside sources based in art, music, theater, or dance, etc. **Motion** made by Bratton, seconded by Caldwell to approve Resolution 1009 – Directing city staff to produce material establishing an arts commission for the City of Osawatomie as presented. Yeas: All.

EXECUTIVE SESSION – Motion made by Dickinson, seconded by Wright that the City Council recess into closed, executive meeting, for the purpose of discussing personnel matters of nonelected personnel pursuant to the exception in K.S.A. 75-4319(b)(1). The closed meeting will last 30 minutes and will resume here in Memorial Hall at 8:22 p.m. Also attending will be Deputy City Manager Bret Glendening and City Attorney Jeff Deane. Yeas: All.

The council meeting resumed to open session at 8:22 p.m. with no action taken.

Motion made by Dickinson, seconded by Bratton that the City Council recess into closed, executive meeting, for the purpose of discussing personnel matters of nonelected personnel pursuant to the exception in K.S.A. 75-4319(b)(1). The closed meeting will last 15 minutes and will resume here in Memorial Hall at 8:39 p.m. Also attending will be Deputy City Manager Bret Glendening and City Attorney Jeff Deane. Yeas: All

The council meeting resumed to open session at 8:39 p.m. with no action taken.

COUNCIL REPORTS

Cathy Caldwell ~ The tourism committee met last Thursday. They will not meet in June because of all of the events that are taking place. They are still working on event procedures. 10 acres is fourteen inches tall.

Karen LaDuex ~ The trail commission met Monday and selected the levee loop. Don't forget to purchase your tickets to breakfast on Memorial Day weekend for the Library Fundraiser.

MAYOR'S REPORT – Thank you Sam Moon, Bill Roseberry and the public works staff for all the work they put in to designing and finishing off the bike rack and the sidewalk repair. For Sam spearheading our mural application and getting us selected and then weaving through all the time constraints and requirements to get us to the point we are about ready to begin the mural.

Great job by the police department in apprehending the person who broke into the upper floor of the Masonic Lodge – he has been apprehended and charged.

Just a reminder that on May 26th we will be doing ground breaking on repairs and upgrades to the sanitary sewer plant – I believe we've received a letter saying we have complied with KDHE procurement requirements in the awarding of the bid to Crossland Heavy Contractors, Inc. and we are ready to get rolling. Now on May 26th we'll be having a ground breaking event at 5:30 p.m. before the City Council meeting – so make sure you put the 26th at 5:30 p.m. on your calendar.

I want to thank all the volunteers on the John Brown Jamboree and the Lights on the Lake event for all the time they have put in and will be putting in over the next months. We only go as far as our volunteers can carry us – we are much appreciative.

CITY MANAGER & STAFF REPORTS. – Scanlon passed out a copy of the signed Joint Resolution establishing the Kansas Association of Trail Towns. Osawatomie was the 1st to

sign the resolution and Council Grove was the last to sign. Now other communities are wanting to get involved.

OTHER DISCUSSION/MOTIONS.

Motion made by Dickinson, seconded by LaDuex to adjourn. Yeas: All. The mayor declared the meeting adjourned at 8:48 p.m.

/s/ Tammy Seamands
Tammy Seamands, City Clerk