

Osawatomie, Kansas. **December 14, 2023.** 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: Schasteen, Diehm, Dickinson, LaDuex, Bratton and Caldwell. Council members Filipin and Macek were absent. City Staff present at the meeting were: City Manager Bret Glendening, City Clerk Tammy Seamands, City Attorney Jeff Deane, Utilities Director Terry Upshaw, Building Official Keith Myers, Assistant to the City Manager Samantha Moon and Consultant Micheal Scanlon. Members of the public were: Steve Rhoades, Alison Snawerdt, Tyler Duggam, April Snay, Andrew Thomas, Jennifer Williams and Jeff Dorsett.

INVOCATION. – Lawrence Dickinson

CONSENT AGENDA. Approval of December 14, 2023 Agenda, November 30th Council Meeting Minutes, Pay Application – BG Consultants –\$6,961.50 – John Brown and South Loops TA, Pay Application – BG Consultants - \$2,290.00 – Water Distribution Improvements, Pay Application – \$5,336.25 – 2022/2023 Street Improvements, Pay Application – BG Consultants - \$1,243.58 – WWTP Improvements, Pay Application – BG Consultants –\$7,467.00- City Engineer, Pay Application - \$1,001,004.58 – Killough Construction. **Motion** made by LaDuex, seconded by Schasteen to approve the consent agenda as presented. Yeas: All

COMMENTS FROM THE PUBLIC.

Jeff Dorsett – I am here to give support from the public. There is the desire and demand for the people of Osawatomie to meet and get together in public places for public events. In the summer of 2023, we held six Third Saturday Events downtown. The goal was to have affordable places for families to get together, support downtown businesses, and to attract out of town visitors. Thanks to Michele Silsbee, Terry Upshaw and the police department for their help during the events.

PUBLIC HEARINGS.

CONDEMNATION HEARING - 1116 4th Street – Building Official Keith Myers updated the council that this home has been sold. The proper permits have been obtained and the new owner has replaced about 80 percent of the siding. The home is no longer exposed to the elements. He is also currently repairing the decayed structural members in the interior of the home. The mayor opened the public hearing at 6:42 p.m. and asked if there were any comments. The mayor asked for a second time if there were any comments. The mayor asked for a third time if there were any comments. Hearing no comments, the mayor closed the hearing at 6:43 p.m.

CONDEMNATION HEARING – 719 5TH STREET – Building Official Keith Myers stated that the proper permits have been obtained on this property. The contractor is currently changing out the electric service and is in the process of repairing the entire structure. The home has been stripped down to the studs and they are making it structurally sound as they go. The mayor opened the public hearing at 6:43 p.m. and asked if there were any comments. The mayor asked for a second time if there were any comments. The mayor asked for a third time if there were any comments. Hearing no comments, the mayor closed the hearing at 6:44 p.m.

CONDEMNATION HEARING – 321 MILL STREET – Building Official Keith Myers reported to council that this structure’s foundation is in disrepair so we will require an engineer’s letter for the foundation stating that the structure is stable. The owner has obtained the proper permits and has provided engineering details on how to repair the structure’s foundation. The structure has been stripped down to the studs, removing all the windows, plaster and other misc. items. The mayor opened the public hearing at 6:44 p.m. and asked if there were any comments. The mayor asked a second time if there were any comments. The mayor asked for a third time if there were any comments. Hearing no comments, the mayor closed the hearing at 6:44 p.m.

PRESENTATIONS, PROCLAMATIONS AND APPOINTMENTS.

OZCOMMONS PHASE II “THE HUB” FINAL RECOMMENDATIONS – Architect One, Vireo and Shockey Consulting presented the recommendations for Oz Commons Downtown Osawatomie Redevelopment Phase II.

UNFINISHED BUSINESS.

RESOLUTION 1193 –CONDEMNATION OF 1116 4TH STREET – **Motion** made by LaDuex, seconded by Bratton to approve Resolution 1193 – Finding that the structure located at Ida May Sinkay’s addition Osawatomie, Block 1, Lot 4, Section 11 Township 18 Range 22. In the City of Osawatomie, Miami County, Kansas; commonly known and referred to as 1116 4th St, Osawatomie, Kansas is unsafe or dangerous and directing that the structure be removed and the premises made safe and secure. An irrevocable letter of credit naming the City of Osawatomie as the beneficiary shall be deposited with the city clerk. Yeas: All.

RESOLUTION 1194– CONDEMNATION OF 719 5TH STREET – **Motion** made by Bratton, seconded by Schasteen to approve Resolution 1194 – Finding that the structure located at LT 20 BLK 91 Ellensville Addition Section 11 Township 18 Range 22, in the City of Osawatomie, Miami County, Kansas; commonly known and referred to as 719 5th St., Osawatomie, Kansas, is unsafe or dangerous and directing that the structure be removed and the premises made safe and secure. An irrevocable letter of credit naming the City of Osawatomie as the beneficiary shall be deposited with the city clerk. Yeas: All.

RESOLUTION 1195 – CONDEMNATION OF 321 MILL STREET - **Motion** made by Schasteen, seconded by Diehm to approve Resolution 1195 –Finding that the structure located at LT 6 BLK 2 Blaines Addition Section 11 Township 18 Range 22. In the City of Osawatomie, Miami County, Kansas; commonly known and referred to as 321 Mill, Osawatomie, Kansas, is unsafe or dangerous and directing that the structure be removed and the premises made safe and secure. An irrevocable letter of credit naming the City of Osawatomie as the beneficiary shall be deposited with the city clerk. Yeas: All.

NEW BUSINESS.

RESOLUTION 1196 – REVIEW OF COUNCIL POLICIES 101 THROUGH 110 (No Action) - 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.

RESOLUTION 1197 – AUTHORIZING AGREEMENT FOR CONSTRUCTION OBSERVATION SERVICES –Due to the complexity and size of the 6th Street Project, and the amount of money that we are investing in it, staff believes it is prudent to engage our City Engineer to assist with the construction observation of the project. This is a NOT TO EXCEED contract value, so we will only get billed for the amount of time that is actually used. On the construction observation side, the NTE amount is \$350,000 and the construction engineering portion of the agreement is a NTE amount of \$50,000.

I believe that we will utilize these services mostly when the street is being constructed. Our Utility Director is supervising the construction of the water main, and I am more than comfortable with our Public Works Director and her staff supervising the installation of the stormwater system and related open ditches that will be constructed as part of the project as well. **Motion** made by Dickinson, seconded by LaDuex to approve Resolution 1197 – Authorizing the mayor to sign an agreement with BG Consultants for construction observation and engineering services for the 6th Street reconstruction project as presented. Yeas: All.

RESOLUTION 1198 – UPHOLDING THE RECOMMENDATION OF THE PLANNING COMMISSION FOR APPLICATION REZ2023-02 – Alcove Development, LLC presented an application for the rezoning of the property at 1009 Pacific. That request was for the rezoning of the property for R1 to R3. On December 12, 2023 the Planning Commission recommended approval of REZ2023-02 with stipulation a-e on a vote of 5 (yea) – 0 (no) – 1 (abstention)

EXECUTIVE SESSION – None.

COUNCIL REPORTS

Karen LaDuex ~ I enjoyed the planning meeting.

MAYOR’S REPORT – The City Employee Christmas party is this Saturday at 6:00 p.m. at the Elks. The Police Departments annual dinner is Tuesday the 19th at Memorial Hall at 7:00 p.m.

Pride will be doing a clean- up of the 169 on-ramps this Saturday at 8:00 a.m.

CITY MANAGER & STAFF REPORTS.

Bret Glendenning ~ We took delivery of two Ford Lightnings. This is being paid for out of grant dollars.

Jennifer Williams - Osawatomie Chamber Direct – The Osawatomie Legislative Breakfast will be February 10th at 7:00 a.m. 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 07:43 p.m.

/s/ Tammy Seamands
Tammy Seamands, City Clerk