

Osawatomie, Kansas. **June 24, 2021.** The Council Meeting was held at Memorial Hall located at 411 11th Street. Mayor L. Mark Govea called the meeting to order at 6:30 p.m. Council members present were Wright, LaDuex, Dickinson, Diehm, and Hampson. Council member Caldwell arrived at 6:32 p.m. Council members Macek and Walmann was absent. City Staff present at the meeting were City Manager Mike Scanlon, City Clerk Tammy Seamands, Assistant to the City Manager Sam Moon and Chief Building Official Ed Beaudry. Members of the public were: Dan Mahlin, Philip Reavis, Joy Reavis, Marvin Halvorsen, Tracy Petersen, Lisa Bauer, Virigina Adams, Doug Hensley, Owen Waddle, Dale Koontz, Donna Koontz, Sudawn Bradley, Kari Bradley, Daniel West, Ron Dowd, Tammy Dowd, Donna Darner, Madison Jones and 2 unidentified individuals.

INVOCATION. Marvin Halvorsen, Blessed Hope Seventh Day

CONSENT AGENDA. Approval of June 24th Agenda; June 10th Council Minutes, June 14th Joint Council Minutes, Special Event Permit – First Christian Church, John Brown Memorial Park. **Motion** made by LaDuex, seconded by Dickinson to approve the consent agenda as presented minus Resolution 893 and 894 that will be moved to the July 8th agenda. Yeas: All.

COMMENTS FROM THE PUBLIC.

Donna Darner is concerned about the closure of Main Street that occurred on Wednesday for the Library's Play Day. The business owners were upset and Darner would like to know why was this closure allowed to happen. Darner's husband passed away earlier this year and Darner spends a lot of time at the cemetery. The cemetery is not being kept up very well. It has water and mud close by her husband's grave and that makes it hard to be able to walk up to the grave.

Donna Koontz said that there use to be a cemetery board and asked what happened to it.

PUBLIC HEARINGS. – None.

PRESENTATIONS, PROCLAMATIONS AND APPOINTMENTS.

COMMITTEE OF LANDLORDS – Ron Dowd presented a power point presentation regarding the Osawatomie Home Safety/Beautification Program. This program was developed to work in conjunction with the city to create a housing environment for all of the residents of Osawatomie by maintaining an attractive and safe community. This is a four-part program consisting of a statement of compliance, beautification plan, public nuisance program and the committee of landlords. It is recommended that this program applies to new tenants after January 1, 2022.

APPOINTING TYLER WRIGHT TO THE PLANNING AND ZONING COMMISSION – **Motion** made by LaDuex, seconded by Hampson to appoint Tyler Wright to the planning and zoning commission. Yeas: All. Wright abstained due to conflict of interest. Caldwell was not in the building to vote.

APPOINTING DENISE BRADLEY TO THE PLANNING AND ZONING COMMISSION – **Motion** made by LaDuex, seconded by Hampson to appoint Denise Bradley to the planning and zoning commission. Yeas: All. Caldwell was not in the building to vote.

UNFINISHED BUSINESS. – None.

NEW BUSINESS.

RESOLUTION 870 – DIRECTING STAFF TO PREPARE AND SUBMIT RECOMMENDED CHANGES TO THE OSAWATOMIE CITY CODE– City Manager Michael Scanlon tries to read the City Code on a regular basis and has discovered a few areas that need to be updated. Scanlon recommends updating the sections regarding the procedure for vacancies in office and boards and commissions, multiple sections on nuisance violations and parking regulations. **Motion** made by LaDuex, seconded by Dickinson to approve Resolution 870 – Directing staff to provide an ordinance amending the city code to include a section on filling the vacancy of mayor, establishing a chapter on parking regulations and clarifying nuisance enforcement as presented. Yeas: All.

RESOLUTION 891 – DIRECTING STAFF TO PREPARE & SUBMIT FOR CITY COUNCIL CONSIDERATION A BUDGET FOR THE USE OF AMERICAN RECOVERY ACT FUNDS – Scanlon discussed how the funds could be spent. Scanlon believes that using the funding to reimburse our lost revenues due to Covid-19 and making necessary investments in water and sewer would best benefit the city. **Motion** made by LaDuex, seconded by Diehm to approve Resolution 891-Directing staff to prepare and submit for city council consideration a budget for the use of American Rescue Plan Act of 2021 grant dollars as presented. Yeas: All.

RESOLUTION 892–DIRECTING STAFF TO ESTABLISH PARKING REGULATIONS WITHIN THE CITY LIMITS OF OSAWATOMIE, KS – Scanlon noted that parking regulations and laws are scattered throughout the City Code and is proposing that we unify the law and place them in a single chapter titled “Parking Regulations.” **Motion** made by Diehm, seconded by Dickinson to approve Resolution 892-Directing staff to establish parking regulations within the city limits of the City of Osawatome, Kansas as presented. Yeas: All.

RESOLUTION 893 – GRANTING THE CITY MANAGER AUTHORITY TO REINSTITUTE PARKING REGULATIONS TO THE DOWNTOWN CORRIDOR - Scanlon has received complaints about the availability of parking in the downtown business corridor. There has been many approaches, limitations and enforcement efforts undertaken to address the issue. This resolution would grant the City Manger the authority to reinstitute parking regulations as he believes is appropriate and to do so in communication with the downtown business owners. **Motion** made by Diehm, seconded by Wright to approve Resolution 893 –Granting the city manager authority to reinstitute parking regulations in the downtown corridor as presented. Yeas: All.

RESOLUTION 896 - ACCEPTING THE RECOMMENDATIONS OF THE COMMITTEE OF LANDLORDS AND DIRECTING STAFF TO PROPAGATE THE NECESSARY ORDINANCES AND REGULATIONS – Scanlon reminded council that six

months ago the Committee of Landlords was tasked with the job of coming up with a framework that would meet the city's goal of "Cleaning Up the Community". That work has culminated in tonight's presentation and framework. Now the City needs to take that and turn it into something that can be implemented and is legally binding. **Motion** made by Wright, seconded by Caldwell to approve Resolution 896 – Accepting the recommendations of the Committee of Landlords (COL) and directing staff to propagate the necessary ordinances and regulations as presented. Yeas: All.

RESOLUTION 897 – DIRECTING STAFF TO PROCEED WITH REMOVING STRUCTURES LOCATED AT 1926 PARKER AVENUE – Scanlon reminded council that an inspection of city property was completed last summer. The Adair house received a "F" rating. Staff had Gordon and Associates look one more look at the property and they are recommending that the house be removed because it is beyond repair. The history of this property is in the land and not so much in the structure. Council Member LaDuex said that the John Brown Foundation has a few concerns regarding the demolition of the Adair house. **Motion** made by LaDuex, seconded by Dickinson to approve Resolution 897- Directing staff to solicit proposal for the removal of the structure at 1926 Parker as presented. Yeas: All.

RESOLUTION 898 – CREATING AND MAINTAINING AN ANNUAL MARKETING AND PROMOTIONAL PLAN FOR THE CITY OF OSAWATOMIE, KANSAS – Scanlon said that starting on an annual basis staff will present to council a marketing and promotional plan for the City of Osawatomie. The budget for 2021 relates to the Flint Hills Trail. Grant money was received for some of the items. **Motion** made by LaDuex, seconded by Caldwell to approve Resolution 898 – Creating and maintaining an annual marketing and promotional plan for the City of Osawatomie, Kansas as presented. Yeas: All.

RESOLUTION 899 – ACCEPTING THE INCREASED VALUE OF THE WATER TOWER(S) LEASES FROM TOWER POINT ACQUISITIONS, LLC – Scanlon was contacted in the fall by Tower Point Acquisitions for the sale of tower leases used by cellular phone companies to provide services to their customers. Tonight's resolution starts the paperwork necessary to transfer some of those rights. After review by Ehlers, Inc. the sales value was increased to \$300,000. **Motion** made by LaDuex, seconded by Lawrence to approve Resolution 899 – Accepting the increased value of the water tower(s) leases from Tower Point Acquisitions, LLC as presented. Yeas: All.

COUNCIL REPORTS.

Cathy Caldwell ~ expressed concern regarding play street that took place on Main Street. There were several complaints from both residents and business owners. Caldwell asked if we should consider rescinding the special use permit for July 24th. Scanlon assured council that the staff will make procedural changes and talk with the businesses before the next event. The city takes responsibility for the lack of communication. The event was done with good intentions but with poor execution. Caldwell mentioned that she did a ride along with Nuisance Officer David Ellis. This opened her eyes on the improvements that have been made but also showed what they have to do and how far they go to help the community.

Nick Hampson ~ Lights on the Lake parade is tomorrow. Hampson thanked the Committee of Landlords. It was a very nice presentation.

Karen LaDuex ~ Thanked the Committee of Landlords for all the work that they have done. LaDuex expressed her apologies concerning the event downtown on Wednesday.

Kenny Diehm ~ Thanked the Committee of Landlords. Diehm attended their first couple of meetings and the committee has come a long way.

MAYOR'S REPORT – Govea also attended the first couple of meetings for the Committee of Landlords and they have really stepped forward and made a big difference. We really messed up on the event downtown this week. You learn from your mistakes and hopefully this will not happen again.

Thank you to the Pride Committee for the memorial replacement tree plantings that they did last week. They also replaced the fence around the soldier's monument and did some clean up.

Thank you to the County Commission for recognizing me yesterday with a Proclamation for Mayor of the Year and for being such good collaborators and leaders County-wide.

Thank you to Mr. Scanlon for his invitation to meet with Lt. Governor Toland to discuss the implementation of a \$150 million rural broadband grant in Kansas. Thank you for taking the time to make sure our city has a seat at the table.

Thank you again to Ed Beaudry and David Ellis for beautifying our community and getting new homes built.

CITY MANAGER & STAFF REPORTS. – Scanlon thanked the Committee of Landlords for stepping forward. The more we work together the more time Scanlon has to do other things like infrastructure. Scanlon reminded council of the five goals: clean up the community, repair and maintain streets, economic development, housing of all types and infrastructure. Scanlon discussed a few of the grants that staff is working on.

EXECUTIVE SESSION. - None

OTHER DISCUSSION/MOTIONS.

LaDuex – discussed parade plans and which council members would ride in the parade.

Motion made by Caldwell, seconded by Hampson to adjourn. Yeas: All. Mayor declared the meeting adjourned at 8:32 p.m.

/s/ Tammy Seamands
Tammy Seamands, City Clerk