

Osawatomie, Kansas. **July 8, 2021.** The Council Meeting was held at Memorial Hall located at 411 11<sup>th</sup> Street. Mayor L. Mark Govea called the meeting to order at 6:30 p.m. Council members present were Wright, LaDuex, Dickinson, Diehm, Caldwell, Macek, Walmann and Hampson. 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: Donna Anello, Betty Edwards, Wendy McCoy, Bobby Paulsen, Rebecca Watson, Kari Bradley Ron Smith, Dale Koontz, Dale Koontz and Chad Hollins.

**INVOCATION.** Ron Smith, 1<sup>st</sup> Christian Church

**CONSENT AGENDA.** Approval of July 8<sup>th</sup> Agenda; June 24<sup>th</sup> Council Minutes, Cancellation of September 9, 2021 Council Meeting Due to MPR Conference, Pay Application – BG Consultants - \$51,580.00 – WWTP, Pay Application – BG Consultants - \$6,850.00 – Water Distribution. **Motion** made by LaDuex, seconded by Dickinson to approve the consent agenda as presented. Yeas: All.

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

Wendy McCoy – met with the City Manager Michael Scanlon and the Director of Utilities Terry Upshaw to look at the water on Main Street Terrace. There has been a water leak for several years on that block. It is now causing serious issues. There is water standing under the house and McCoy believes that the water is coming from the water leak in the street. This presents safety and health issues and will also decrease the value of the home. They would like for this water leak to get taken care of. The city is wasting water and utilities which is against the City Code. If the residents are required to abide by the codes the city should as well.

Donna Koontz – the Lights on the Lake was a great celebration over the fourth. Why didn't we have something in the county newspaper covering the event. There are weeds growing downtown – What can we do about it? It looks terrible it should not just be up to Pride to take care of this. Also, Koontz wanted to know why we don't have a fountain.

Rebecca Watson – the urgency is high to get the water leak on Main Street Terrace fixed. Watson asked what the projected time frame was to get the leak fixed. The water barrier under her home is soaked and it smells bad.

**PUBLIC HEARINGS.** – None.

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

COLLECTION BUREAU OF KANSAS – Chad Hollins discussed the advantages of using CBK to collect bad debts. CBK has an in-house legal team within the agency and also utilize the Kansas Setoff Program. They only get paid when they collect the bad debt. Their current charge for debt collection is 30%. **Motion** made by Hampson, seconded by Macek to move up Ordinance 3797 on the agenda to discuss at this time. Yeas: All.

ORDINANCE 3797 – ALLOWING FOR THE ASSESSMENT OF THE COSTS TO COLLECT DEBTS OWED TO THE CITY – City Clerk Tammy Seamands noted that this ordinance will enhance our ability to collect bad debt. We are currently only using the Kansas Setoff Program and the city only collects bad debt when somebody is owed money from the State of Kansas. Otherwise, the debt goes uncollected. **Motion** made by LaDuex, seconded by Hampson to approve Ordinance 3797 – Amending Chapter 1 of the code for the City of Osawatomie, Kansas regarding contracted collection agency services to collect delinquent accounts and assess collection costs and fees as presented. Yeas: All.

FIVE-YEAR FINANCIAL FORECAST – City Manager Mike Scanlon presented the Five-Year Financial Forecast looking at the Revenue Forecast. In forecasting future revenues across our funds, we use three primary forecasting tools to predict future revenue growth, including historical trends, the consumer price index (CPI) and the 10-year treasury note. The overall revenues are holding steady and reflect a continued growth based on CPI pressures. We need to reduce the money coming out of utilities and increase our pull factor.

**UNFINISHED BUSINESS.** – None.

**NEW BUSINESS.**

RESOLUTION 894 – ESTABLISHING CONDITIONS FOR THE MAINTENANCE OF PROPERTY LOCATED AT 313 LINCOLN AVENUE. Chief Building Official Ed Beaudry reminded council of the hearing that was held on June 10, 2021 for the property located at 313 Lincoln Ave. **Motion** made by Caldwell, seconded by Wright to approve Resolution 894 – Establishing conditions of maintenance of property located at 313 Lincoln Ave. as presented. Yeas: All.

RESOLUTION 895 –ADOPTING THE FINDINGS OF THE FIVE-YEAR FINANCIAL FORECAST. **Motion** made by LaDuex, seconded by Lawrence to approve Resolution 895- Adopting the findings of the five-year financial forecast as presented. Yeas: All.

RESOLUTION 900–DIRECTING STAFF TO PREPARE A PRELIMINARY ENGINEERING REPORT (PER) FOR REVIEW BY THE KANSAS INTERAGENCY ADVISORY COMMITTEE (KIAC) FOR MAIN STREET TERRACE – Scanlon noted that this particular street and the water services to the area have been a concern for the city since the project began in 2017. The project was started and partially completed and has since been abandoned. The city needs to fix what was started and replace the street and curbs. The cost is likely to be around \$1,000,000. We are applying for grants and loans for this project. **Motion** made by Lawrence, seconded by Hampson to approve Resolution 900-Directing staff to prepare a preliminary engineering report (PER) for review by the Kansas Interagency Advisory Committee (KIAC) for the potential funding of the Main Street Terrace project between 16<sup>th</sup> Street and 18<sup>th</sup> Street as presented. Yeas: All.

RESOLUTION 901 – REGARDING THE GOVERNING BODY’S INTENT TO LEVY A PROPERTY TAX EXCEEDING THE REVENUE NEAUTRAL RATE - Scanlon stated that this is the first year where we will be under the new rules and this resolution is simply a “place

holder”. Unlike past years we are not budgeting based on a dollar limit but instead based on a mill rate and maintaining a certain mill rate. **Motion** made by LaDuex, seconded by Dickinson to approve Resolution 901 –Regarding the governing body’s intent to levy a property tax exceeding the revenue neutral rate as presented. Yeas: All.

**RESOLUTION 902 - DIRECTING STAFF TO BEGIN THE PROCESS OF FORMING THE KANSAS ASSOCIATION OF TRAIL TOWNS**– The city has made a significant investment in bringing the Flint Hills Trail into our community. It is important that we continue to leverage that investment. In order to bring benefit not only to our community but the other communities along the Flint Hills Trail it’s important for us to all organize and bring “economies of scale” as we begin promoting and marketing the trail. **Motion** made by Hampson, seconded by Lawrence to approve Resolution 902 – Directing staff to begin the process of organizing the Kansas Association of Trail Towns as presented. Yeas: All.

### **COUNCIL REPORTS.**

Cathy Caldwell ~ July 24<sup>th</sup> is the Miami County Cancer Foundation Ride and Auction. They are having a fundraiser and are selling raffle tickets.

Karen LaDuex ~ Kraske had a guest on his show that talked about the 13-mile Rock Island Trail in Missouri and that you could access the trail at the Truman Sports Complex. They also mentioned the Flint Hills Trail but didn’t have any information about it. Could we get someone on the program to discuss the Flint Hills Trail?

Congratulation to the Mayor Govea for winning the Mayor of the Year Award. That is one more thing that gets The City of Osawatomie’s name out there.

Dan Macek ~ there was a couple of things that got cancelled at the Lights on the Lake event but there was just shy of 2000 in attendance. If you know of any concerns or problems regarding the event, please let them know because they will be starting to plan next year’s event soon.

Jeff Walmann ~ There was some people that came from out of town on the trail that wanted to camp in the park. They came after hours and could not pay for camping. An officer asked them to leave because they had not obtained a camping permit. What can be done so that this does not happen in the future?

**MAYOR’S REPORT** – Special thanks to Janet McRae who set aside a couple of hours to help Mr. Scanlon with a business recruitment project.

Thank you to Terry Upshaw and his crew for taking care of some dead trees along Main Street.

Thank you to Sam Moon for all of the work you have done over the last 3-4 days in getting OZ Commons stuff up and posted and for navigating and directing all of the consultant traffic. Also, for getting the newsletter into the next Wednesday paper.

Thank you to Tammy Seamands for staying an extra 3 hours on Friday to make sure one of our police officers got a pay check.

Thank you, City Council, for giving up your time to do the work of the citizens.

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

**CITY MANAGER & STAFF REPORTS.** – We have a guide to social media and communication guide that Scanlon and Moon are using. The Oz Commons survey will be out from July 6<sup>th</sup> to Sept 6th. Scanlon gave an update on grants that he has been working on.

**EXECUTIVE SESSION.** - **Motion** made by LaDuex, seconded by Hampson to adjourn into executive session to include the governing body and the city manager, to discuss personnel matters of non-elected personnel and that we reconvene in this room in 15 minutes which puts the time at 9:01 p.m. Yeas: All.

The council meeting resumed to open session at 9:01 p.m. with no action taken.

**Motion** made by LaDuex, seconded by Hampson to adjourn into executive session to include the governing body and the city manager, to discuss personnel matters of non-elected personnel and that we reconvene in this room in 10 minutes which puts the time at 9:11 p.m. Yeas: All.

The council meeting resumed to open session at 9:11 p.m. with no action taken.

**Motion** made by Dickinson, seconded by Hampson to adjourn into executive session to include the governing body and the city manager, to discuss personnel matters of non-elected personnel and that we reconvene in this room in 10 minutes which puts the time at 9:22 p.m. Yeas: All.

The council meeting resumed to open session at 9:22 p.m. with no action taken.

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

**Motion** made by Caldwell, seconded by LaDuex to adjourn. Yeas: All. Mayor declared the meeting adjourned at 9:24 p.m.

/s/ Tammy Seamands  
Tammy Seamands, City Clerk