

REGULAR MEETING OF THE CITY COUNCIL
OF LINN VALLEY, KANSAS
June 10, 2019
6:00 pm

The meeting was called to order at 6:00 pm by Mayor Cindy Smith.

Present at the meeting were Council Members Dan Davies, Jason Jenkins, Lew Donelson, Robert Suppenbach, and Dennis Kidwell. A quorum was present.

1. REVIEW OF AGENDA

The Mayor requested the addition of a twenty minute executive session. There were no other changes to the agenda.

2. APPROVAL OF MINUTES

Council Member Jenkins made a motion to approve minutes from the May 13, 2019 meeting. The motion was seconded by Council Member Suppenbach and passed 5-0. Jenkins made a motion to approve minutes from the May 29, 2019 special meeting. The motion was seconded by Suppenbach and passed 5-0.

Christine Teagarden and Angel Rice of Linn County Insurance presented the City with a check of insurance dividends in the amount of \$5,905.54.

Council Member Jenkins made a motion to hold an executive session from 6:05 to 6:25 pm. The motion was seconded and the Council retired to executive session at 6:05. The Council returned at 6:25 with no action taken.

3. SEWER REPORT

Operator Mike Page was absent. The Council reviewed the submitted report of check lift stations, locates as requested, one pump replacement and repair to a grinder pump.

4. PUBLIC SAFETY REPORT

Sergeant Joseph Rogers presented the Police Department report. There was a drug possession arrest, a DUI arrest and an agency assist. Rogers reported an on-going problem with stray dogs and owners not following the City's leash law. Rogers has begun issuing citations to owners. He noted that dogs may be friendly with owner but may be vicious with other people. Owners of impounded dogs must pay a fee of \$20 per day spent in the kennel before their dog will be released.

Rogers informed the Council that there is a sick fox living in Linn Valley. Traps have been set to catch it. Citizens should be aware that the Police know of the animal and are taking action. The fox does not have rabies.

Rogers attended tactical training in Overland Park.

K9 training is progressing very well and is ready for certification. Date is to be determined.

The Police Department is requesting purchase of a Training Simulator. It is a portable unit and would be a very valuable piece of equipment for training which can be used for many years. It could also be used during the Citizens Academy. Cost for the requested model would be \$6,879.19. The Council will discuss the purchase during the Budget Meeting.

Sergeant Rogers also requested selling the Jeep. The attorney will be asked to draw up the necessary resolution.

The Fire Department report was given by Melissa Crownover. There were nine medical calls and one day of training. Two storm watches were activated in May. When the County contacts the Fire Department of a storm spot, the Fire Department puts a vehicle on the road to monitor the weather situation, the Clubhouse is opened and the siren is manned.

Clerk Karen Siffring swore in Tristan Kiffer and Timothy Bonham as Linn Valley Fire Fighters. Nicolas Philpott will be sworn in later this week as a fire fighter.

5. BUILDING AND CODES REPORT

Building & Codes Officer Dan Donham continues to work with owners of RV's needing maintenance or are abandoned. Four owners have signed waivers and paid the fee that will allow the City to remove the vehicles. Additional owners are expected to agree and participate in the same type of arrangement.

Donham asked if the Council would consider paying for a dumpster for the cleanup of a problem location. The cost to the City would be \$350. Alternately, demolition cost to the City would be approximately \$5500. The Council agreed that this would set a precedent and it should not be done.

Thirteen of fourteen properties in violation of Ordinance #178 are in process of becoming compliant.

Attorney Gary Thompson explained the formal condemnation process including time, resolutions and a hearing.

Thirty five building permits were issued in May. From January through May, 223 building permits have been issued.

6. CITY CLERK'S REPORT

The financial report for May 2019 is as follows:

General Fund income for the month was \$11,128.32 and expenses were \$31,707.39.

Following are balances of the City's accounts:

General Fund	\$103,736.03
Special Funds:	
- Restricted Mayor's Christmas Fund*	\$270.57
- Restricted Tree Maintenance Fund*	\$2,025.00
- Restricted Parks & Recreation Fund*	\$1,400.59
- Restricted Capitol Improvement*	\$34,075.32

- Restricted Special Equipment* \$25,385.07

*Restricted funds are included in General Fund/Money Market total.

Money Market	<u>\$124,739.03</u>
Total	\$228,475.06

Street and Highway Fund \$94,513.75
Sewer Construction Fund \$9,758.07
Utilities Fund \$140,601.43
Infrastructure Fund balance is \$51,956.25

General Fund vouchers: 12580 – 12630: \$31,462.64
Street and Highway Fund vouchers: 1466 - 1470: \$11,596.55
Sewer Utilities Fund vouchers: 1366 – 1369: \$2,042.60
Police Building: 1006: \$5,000
Total: \$50,101.79

A motion was made by Council Member Jenkins to approve the vouchers in the amount of \$50,101.79. The motion was seconded and carried 5-0.

Clerk Siffring presented a contract with MFA Oil for propane now through April 30, 2020. Council Member Davies made a motion to accept the contract with MFA Oil for \$1.39/gallon. The motion was seconded and passed 5-0.

7. MAYOR'S REPORT

The Mayor reported that this was the last night for Gary Thompson acting as City Attorney. He was thanked by the Mayor and Council for his work, his contribution to the City, and his education of the Council in legal matters.

The Mayor and Clerk Siffring met with Shelly Underwood regarding grants and funding of the water project.

Building Inspector Donham has received numerous calls regarding KCP&L charging commercial rates to customers living in campers. KCP&L was found to be violating its own tariffs. Information was posted on the City website recommending camper owners who are being charged commercial rates contact KCP&L.

Mayor Smith announced the hiring of attorney James Brun as City Attorney. Council Member Suppenbach made a motion to hire Brun at \$45,000 per year on retainer. The motion was seconded and passed 5-0.

8. CELL TOWER

The Council discussed options presented by American Tower to purchase a perpetual easement to the cell tower property. Council Member Davies made a motion to accept the contract for \$90,000. The motion was seconded and passed 5-0.

9. 2020 BUDGET

The Council set June 12th at 6:30 pm for a special meeting to discuss the 2020 budget.

10. OPEN FORUM

There were no comments.

11. POLICE DEPARTMENT BUILDING

James Van Kirk of Van Kirk Engineering was present but did not present the Council with sealed plans for the police station as directed at the previous regular council meeting. Mayor Smith announced that the City will contact the City Attorney to take appropriate action against Van Kirk.

12. ADJOURN

A motion to adjourn was made by Council Member Davies and was seconded by Council Member Jenkins. The motion passed 5-0. The meeting adjourned at 7:24 pm.

Submitted by
City Clerk Siffring