

MEETING OF THE CITY COUNCIL
OF LINN VALLEY, KANSAS
November 14, 2022
7:00 pm

Mayor Cindy Smith called the meeting to order at 7:00 pm.

Present at the meeting were Mayor Cindy Smith, Council Members Robert Suppenbach, Lewis Donelson, Brenda Muncy, and John Weers. Councilman Michael Hemphill was absent.

MEETING MINUTES

Councilman Suppenbach made a motion to accept the minutes of the September 26, October 24 and October 29, 2022, meetings as written. The motion was seconded by Councilman Weers and the motion carried 4-0.

CONDEMNATION FOLLOW-UP

Property at 93 North Linn Valley Drive, lot 163 will be removed from the condemnation list. City Attorney James Brun will give directions on condemnation process for an occupied structure.

SEWER REPORT

No Sewer Report

WATER PROJECT

No Water Project updates.

WASTEWATER PROJECT

Councilman Donelson is working with the POA to get information on the number of holding tanks in Linn Valley. Meters are expected to arrive in mid-February. Donelson will consult with the engineers on using a different type of meter. Measuring wastewater will be important in installation of tanks and grinder pumps.

Mayor Smith signed the Notice to Proceed for engineers to continue working on the wastewater project.

CODES REPORT

Codes Officer Don Hastings reported thirty-two building permits issued in October with a year-to-date total of 458. Locks are changed on offices in city hall. Heat tape under all city hall buildings has been installed on water lines. The lagoons had the second round of bacterial treatment.

PUBLIC SAFETY REPORT

Public Safety Director Corey Murrison reported for October, there were three medical calls, three grass fires and an injury accident. There were two UTV's stolen with an arrest warrant on subject, two arrests for possession of narcotics, and a burglary with two suspects charged.

In Miami County, there were three injury accidents, two medical calls, one structure fire and two brush fires.

The new police cars are due to arrive at the dealer on December 9th.

CLERK'S REPORT

Clerk Karen Siffring reported \$45,092.94 income and \$62,627.98 expenses in October.

Balances for the City's accounts and funds on October 31, 2022:

General Fund Checking: \$96,431.37
-Restricted Mayor's Christmas Tree Fund* \$204.57
-Restricted Tree Fund* \$0
-Restricted Parks & Recreation Fund* \$2,850.59
-Restricted Capital Improvement* \$23,890.70
-Restricted Special Equipment* \$29,695.29
*Restricted funds included in the General Fund total.
Money Market: \$51,924.37
Total General Fund: \$148,355.74

Balances of other city funds on October 31, 2022:

Street & Highway Fund: \$125,868.81
Sewer Utilities: \$383,158.31
Sewer Reserve Fund: \$32,534.10
ARPA: \$91,672.35
Temporary Notes (Water Project): \$1,877,673.24
Temporary Notes (Wastewater Project): \$6,302,453.64

Councilman Suppenbach made a motion to approve vouchers in the amount of \$199,522.08. The motion seconded by Councilman Weers passed unanimously.

An amendment to the city's budget will be discussed at the next council meeting.

BUILDING PERMIT MORATORIUM

Mayor Smith reported in early October the Codes Department had 195 open building permits for 2021. As of November 10, only fourteen building permits are open. To accomplish this reduction, Codes Officer Hastings went out to each of the properties to determine status of that building permit. The mayor relayed her appreciation for his work and accomplishment in the short period of time.

Councilman Weers opened discussion regarding what types of construction should not need a building permit. All types of construction, permitted or not permitted, must follow zoning regulations. The council approved the following as not needing a building permit: Skid Sheds 240 square feet or less without utilities and not on a fixed foundation; Carports with a maximum of two enclosed side; culverts and driveways; non-foundational concrete patio / slab, inside the gates; and fences six feet high or under (as covered in city ordinances). Temporarily, lot clearing will not require a building permit, but this status be reevaluated in a year.

MAYOR'S REPORT

Councilman Weers made a motion to approve bonuses of \$5675. The motion was seconded by Councilman Suppenbach and the motion carried 4-0. This amount will be distributed to eleven employees.

The mayor asked the city to search for someone else to host our website. Councilman Suppenbach will do research. The topic will be put on the 2023 priorities list to determine what the city wants.

OLD BUSINESS

Council Member Donelson reported the Planning and Zoning Commission met November 10th with IBTS consulting group representative in attendance. Priorities discussed were rezoning the water tower property and zoning status for the Church's new properties as non-profit be R-1 or C-1. IBTS will review and make recommendations to the commission. A hearing for these two requests will be December 21st at 6:00 pm. Jerry Moore has requested the city determine if a second shed can be put on church property. This subject will be addressed on the same date after the two hearings.

NEW BUSINESS

No new business.

OPEN FORUM

Jerry Moore: Commented structural concrete must be inspected. No-structural concrete does not have to be inspected. This is a standard in the state and should be the contractor's responsibility to do it correctly. Lot clearing and culverts should not require a building permit if it is not excavation.

Jay Butler: Thanked the council for their work and encouraged them to end the moratorium.

Brandon Jones: Asked to be allowed to build an ADA house as a hardship case.

Councilman Weers made a motion to recess to executive session to consider legal updates for the water and sewer projects and will reconvene at 8:47 pm. The motion was seconded by Councilman Donelson. The motion passed 4-0. The council retired to the executive session at 8:37 pm and reconvened at 8:47 pm with no action taken.

ADJOURN

Councilman Suppenbach made a motion to adjourn. The motion was seconded by Councilman Weers and passed 4-0. The meeting adjourned at 8:47 pm.

Submitted by
Karen Siffring, City Clerk