

## Council Meeting Minutes

June 5, 2017

Roll Call Mayor, Linda McCowan-Waite, President of Council, Deb Bader, Council Persons, Chris Mead, Vickie Alsup and Paul Umble –Present. Council Person, Phyllis Agee---Absent. Audre Aguilera, representative from the City of Lyons---present.

Pledge of Allegiance

Approval of May 8, 2017 Regular Meeting Minutes **Motion #1** Deb Bader motioned to approve the May 8, 2017 minutes with a correction under New Business item 3, line 7, changing word judge to clerk. Paul Umble seconded. Carried 4-0.

Approval of May 20,2017 Special Meeting Minutes **Motion #2** Deb Bader motioned to approve the May 20, 2017 Special Meeting Minutes as written. Paul Umble seconded. Carried 3-0, with one abstention.

### **Resident/Public Request to Appear/Speak before Council**

Audre Aguilera opened with a brief explanation of timeline to demolish or repair buildings process (6+ months). Opened floor to anyone with questions. Deb Bader explained the FEMA 50% rule. People were advised that they can get help with filling out the FEMA application permit from the City Clerk. It was also stressed that if they intend to repair and they are over the 50% FEMA rule they need to apply for the Division of Water Resources permit for floodplain fills. These permits have been provided in everyone's packet who is at or above the 50% damage estimate. They are also available in the City Office.

After the open question period each addressee listed on the agenda was given the chance to ask questions per their individual situation.

1. Mead, Terry & Chris greater than 50% tornado damage 631 Santa Fe Ave  
Present
2. Hatten, Albert & Connie greater than 50% tornado damage 630 Bismark Ave  
No representation
3. Chambers, Dustin & Stephanie greater than 50% tornado damage 624 Bismark  
Present
4. Dill, Heath greater than 50% tornado damage 632 Pawnee Ave  
Present

5. Praise Ranch great than 50 % tornado damage 700 Pawnee Ave  
No representation
6. Michael & Carla Nutting greater than 50% tornado damage 633 Bismark Ave  
Family members present.
7. Brackbill, Monica greater than 50% tornado damage 632 Santa Fe Ave  
Present
8. Trinka, Konny Contractor bid is greater than 50% appraised value of 612 Bismark  
Ave--- Present.

Presentation of Resolutions for Tornado public hearings by Audre Aguilera to City Council

Audrey Aguilera presented Resolution 84 for the address of 631 Santa Fe Ave—A Resolution fixing a time and place and providing for notice of a hearing before the governing body of the city of Pawnee Rock, KS, at which the owner, his or her agent, lien holders of record, occupants, and other parties in interest of structures located within said City and described herein may appear and show cause why such structure should not be condemned and ordered repaired or demolished as unsafe or dangerous structure. Motion #3 Deb Bader motioned to accept Resolution 84 for 631 Santa Fe Ave as written. Vickie Alsup seconded. Carried 3-0, one abstention.

Audrey Aguilera presented Resolution 85 for the address of 630 Bismark Ave—A Resolution fixing a time and place and providing for notice of a hearing before the governing body of the city of Pawnee Rock, KS, at which the owner, his or her agent, lien holders of record, occupants, and other parties in interest of structures located within said City and described herein may appear and show cause why such structure should not be condemned and ordered repaired or demolished as unsafe or dangerous structure. Motion #4 Deb Bader motioned to accept Resolution 85 for 630 Bismark Ave as written. Vickie Alsup seconded. Carried 3-1.

Audrey Aguilera presented Resolution 86 for the address of 624 Bismark Ave—A Resolution fixing a time and place and providing for notice of a hearing before the governing body of the city of Pawnee Rock, KS, at which the owner, his or her agent, lien holders of record, occupants, and other parties in interest of structures located within said City and described herein may appear and show cause why such structure should not be condemned and ordered repaired or demolished as unsafe or dangerous structure. Motion #5 Deb Bader motioned to accept Resolution 86 for 624 Bismark Ave as written. Paul Umble seconded. Carried 3-1.

Audrey Aguilera presented Resolution 87 for the address of 632 Pawnee Ave—A Resolution fixing a time and place and providing for notice of a hearing before the governing body of the city of Pawnee Rock, KS, at which the owner, his or her agent, lien holders of record, occupants, and other parties in interest of structures located within said City and described herein may

appear and show cause why such structure should not be condemned and ordered repaired or demolished as unsafe or dangerous structure. Motion #6 Deb Bader motioned to accept Resolution 87 for 632 Pawnee Ave as written. Vickie Alsup seconded. Carried 3-1.

Audrey Aguilera presented Resolution 88 for the address of 700 Pawnee Ave—A Resolution fixing a time and place and providing for notice of a hearing before the governing body of the city of Pawnee Rock, KS, at which the owner, his or her agent, lien holders of record, occupants, and other parties in interest of structures located within said City and described herein may appear and show cause why such structure should not be condemned and ordered repaired or demolished as unsafe or dangerous structure. Motion #7 Deb Bader motioned to accept Resolution 88 for 700 Pawnee Ave as written. Paul Umble seconded. Carried 3-1.

Audrey Aguilera presented Resolution 89 for the address of 633 Bismark Ave—A Resolution fixing a time and place and providing for notice of a hearing before the governing body of the city of Pawnee Rock, KS, at which the owner, his or her agent, lien holders of record, occupants, and other parties in interest of structures located within said City and described herein may appear and show cause why such structure should not be condemned and ordered repaired or demolished as unsafe or dangerous structure. Motion #8 Deb Bader motioned to accept Resolution 89 for 633 Bismark Ave as written. Paul Umble seconded. Carried 3-1.

Audrey Aguilera presented Resolution 90 for the address of 632 Santa Fe Ave—A Resolution fixing a time and place and providing for notice of a hearing before the governing body of the city of Pawnee Rock, KS, at which the owner, his or her agent, lien holders of record, occupants, and other parties in interest of structures located within said City and described herein may appear and show cause why such structure should not be condemned and ordered repaired or demolished as unsafe or dangerous structure. Motion #9 Deb Bader motioned to accept Resolution 90 for 632 Santa Fe Ave as written. Paul Umble seconded. Carried 3-1.

612 Bismark Ave Clerk did not get the Resolution for this address prepared prior to the meeting. Council will schedule a special meeting when that Resolution for public hearing is prepared. Possibly also include the 624 Pawnee Ave which is in need of building inspection yet by City.

Followed by short question & answer question. Referred people to request aid from SW Catholic Charities, Amy Falcon.

At 7:40 PM Council person, Phyllis Agee, joined the meeting.

Mayor encouraged people to keep in touch with the City Office and the Council members, noting the phone numbers of everyone are in the City Hall Office window. Question on

whether 2009 FEMA map was current map. Yes, at this time, it is. FEMA may be in process of reviewing and changing the map but they have not published new one yet.

9. Barry Jack COMPLAINT against 500 & 512 Pawnee Ave  
Present. Barry stated his complaint about the property owned by the Mead's from Rock Street to Houck Street from south half of the alley to Pawnee Ave where there is trash consisting of rubber tires, broken lumber, massive tree trunks and tree limbs laying all over the yard. He stated that it is a fire hazard and eyesore. He does not want to look out his front window and see that mess. Wondering why this is being allowed. Council is in consensus that this is a Municipal Court issue and will allow that process to handle the matter. Complaint is noted and sent to Municipal Court.

### **Unfinished Business**

1. Mead fencing issue, letter to City Council. Clerk stated a letter was received at the City Office on May 16, 2017 from Terry Mead in regard to fencing issue dealt with at the past Council meeting on May 8, 2017. Terry had CC'd Ron Smith, City Attorney; Linda McCowan-Waite; Deb Bader; Vickie Alsup; Chris Mead; Paul Umble below the signature of the letter. Terry Mead stated that he hand delivered the letter to City Attorney and Vickie Alsup, who shared the letter with Deb Bader. No one else has had a chance to read the letter at this time. Council requested they be emailed a copy and this will be tabled until next month's meeting. Clerk will also send email copy of the letter to City Attorney, Ron Smith, asking his legal response.

### **New Business**

1. ABB&B Service Agreement renewal **Motion #10** Chris Mead motioned to accept the Adams, Brown, Beran & Ball Service Agreement for 2018 as presented. Deb Bader seconded. Carried 5-0.

**Executive Session** Not needed

### **Department Reports**

Fire Chief Consensus to accept as presented

Treasurer Consensus to accept as presented. **Motion #11** Deb Bader presented seven invoices for payment approval, OPI for \$55.05, HD Supply for \$227.55, Radke Implement for \$3700.00, NAPA Auto Parts for \$83.96, Stone Sand Co for \$1239.17, Stone Waste Mgmt LLC for \$677.00 and GB Tribune for \$185.51. Chris Mead seconded. Carried 5-0.

Maintenance      Consensus to accept as presented.

Clerk      No report presented. Clerk noted there were some payments received from Setoff

Changes in Jayhawk/ Utility Reconciliation      Consensus to accept as presented.

**Motion #12** Deb Bader motioned to adjourn the meeting. Phyllis Agee seconded. Carried 5-0

Meeting adjourned at 8:02 PM.

Minutes approved on July 3, 2017

Mayor, Linda McCowan-Waite Linda McCowan-Waite

City Clerk, Cathy Grover Cathy Grover

