

BURLINGTON CITY COUNCIL REGULAR SESSION 6-5-2019

City of Burlington Governing Body met in Regular Session at City Hall's temporary address, 1013 N. 4th Street, Burlington, Kansas at 6:00 p.m. Wednesday, June 5, 2019. Mayor Stan Luke called the meeting to order.

ROLL CALL: Stan Luke, Mayor

Council Members present:

Lewis Lenard (President of Council) Dallas Scothorn Jerilyn Curtiss
 J.J. Jasper Thomas P. Tschantz Sharon Hall

Superintendents Present:

Kevin Boyce (Parks) Alan Schneider (Electric) Mark Davidson (Street)
 Doug Jones (Chief of Police) Danny Hawkins (Water/Wastewater)

Also Present:

Regina Kewley (City Clerk) Susan Stroh (Administrative Assistant)
 Tom Robrahn (City Attorney) Jimmy Hugunin (Zoning/Grants Clerk)
 Philip Wright (Assistant City Attorney) Anne Brown (Deputy City Clerk)

Media Present: Mark Petterson (Coffey County Republican)

VISITORS: Kimberly Robrahn (TrustPoint Insurance), Alan Schwartz, Steve Gifford, Tonya Riley, Gary Riley, Paul Abendroth, Tom Yokum, Nathan Whitcomb, Gary Lane, Glen Curten

AGENDA: *Council Member Curtiss, "I move to approve the agenda as modified." Council Member Hall, "Second." Motion unanimously carried, 4:0.*

MINUTES 5/15/2019: *Council Member Tschantz, "I move to approve the draft minutes of May 15, 2019 as amended." Council Member Hall, "Second." Motion unanimously carried, 4:0.*

APPOINTMENT: Kimberly Robrahn, TrustPoint / EMC Insurance: Present Dividend Check

Mayor Luke, "We have several appointments this evening, each of which has a maximum limit of five minutes." He then turned the floor over to Kimberly Robrahn. Mrs. Robrahn, "I have come before City Council to talk about EMC Insurance. They are the City's insurance carrier and have been for decades. EMC is one of the leading municipality insurance carriers in the nation. They actually insure more than five-thousand counties, school districts, and municipalities across the Midwest. City of Burlington, as part of their EMC group insurance, is part of the Municipal Safety Group Dividend Plan, and this is the thirty-sixth year for that distribution. In the last five years, the City has received back \$148,404.92 as a dividend; and tonight, I present you with the highest dividend check you've ever received back, which is for \$37,355.61. That is because of your great loss history and your commitment to the safety program. That's awesome; and we appreciate the partnership with the City, as well, and the working relationship. Thank you for allowing me to be here, as well." City Clerk Kewley and Mayor Luke thanked her.

APPOINTMENT: Alan Schwartz: Drainage Issues in Country Club Heights

Alan Schwartz: Mr. Schwartz addressed the Council, "I appreciate you giving me some time this evening to visit with you. I live in the Country Club Heights addition in town. I've been there for fifteen years. First of all, I want to thank the City for organizing last Thursdays flood cleanup, and coming around picking up the debris."

"There are several of us from that neighborhood present this evening. I wanted to have a conversation with the City about drainage issues. I think most of us here are aware there are drainage issues in that area from water runoff from fields when it's wet; and I've noticed conversations going on for a number of years about drainage issues. I want to make sure the conversations are continuing, and making sure those conversations get turned into some actions while it's fresh in our minds to possibly avoid future problems/floods like we had a week ago - Friday."

Mr. Schwartz continued, "I had the pleasure of meeting Mark Davidson (Street Superintendent) this morning. I think he has some good suggestions/good ideas of what possibly could be done to mitigate some future drainage problems in that area; and I just hope that things move forward in a timely manner to help alleviate some of the problems in that area. I think we will all be interested to see how things move forward in that; and I think we will all be interested in following up on that, making sure things – again – move forward in a timely manner. I know it doesn't happen overnight. Talking with Mark, there's state regulatory things; and I know there's got to be committees formed, action plans taken – you can't just divert water into a drainage thing because I know the State of Kansas has got to be involved. I just hope things get moved along in a timely manner to help avoid problems in the future."

Mayor Luke, "We will be working with FEMA (Federal Emergency Management Agency) because they've got the new flood plan out, and we will have to work under their direction. They will determine whether we can redirect water and what type of things we can do; and they may even say that it's the natural flow and we can't do anything. We will work directly with them, looking at all the issues and giving them options. Until I think it's May of 2020, is when the final..." Zoning Clerk Hugunin, "That's what they have proposed, and he said it could get backed up to 2021 on that map." Mayor Luke, "So, anything we bring to them, has to be looked at being implemented prior to that final date so that it can be included in the plan and maybe do some mediation with what they're currently proposing."

(Continued)

[2] CONTINUATION: June 5, 2019 Burlington City Council Regular Session

Mr. Schwartz, “But, the drainage issue – does that go hand-in-hand with the floodplain plan?” Zoning Clerk Hugunin, “Yes. That floodplain map is Rock Creek, the Neosho River, and storm water. They tried to do the hydraulics, which I do not understand all their hydraulics and how they map it; but in order for us to do anything to even make a difference in there, we’d need to have that submitted so that if it did improve the floodplain in that area, it would be noted on there and be recalculated. That’s why we kind of had to follow their guidelines, of the Kansas Division of Water Resources.”

Mayor Luke, “It’s not a subject that’s going to be put on the back burner.” Mr. Schwartz, “Okay. I think that’s what we’re wanting to hear.” Mayor Luke, “It is definitely out front right now.” Zoning Clerk Hugunin, “The day after, I’d already been in contact with the State.” Mayor Luke, “Feel free to see what progress we’re making as we move along.” Mr. Schwartz, “I think we will.” Mayor Luke, “Since Jimmy (Zoning Clerk Hugunin) works with the FEMA people and all that, he may be the key contact to get information for what is actually happening.” Zoning Clerk Hugunin, “On the FEMA side of it and on the floodplain maps, I would be the contact. I would probably have to get with Kevin and Mark (Superintendents Boyce and Davidson), but I would probably be the main contact. Call me and I will give you updates when we have them.” Mr. Schwartz, “Alright. Thank you.” Mayor Luke, “Appreciate all of you showing up.”

Glen Curten: Mayor Luke addressed a visitor, “You’re the only one I don’t know.” The visitor said, “I’m Glen Curten. I live across the street (in CCHTs). I’m a licensed professional engineer in Kansas; so I’m particularly interested in how we’re moving ahead with any engineering firm in the hydraulics of the area of the plan going forward. I understand there are interactions with FEMA and Kansas Water Reserve; but I want to know there’s plans going forward with hydraulic engineering, because there is a bottleneck in that drainage – not the creek, it’s the slough - that’s backing up that whole neighborhood. Five years ago when we had the last one in our neighborhood (in 2015), my house got filled to eight feet deep in the basement. So, I’m very interested in seeing us move forward as soon as we can; and I guess at some point I need to know who and how I can talk to the city engineer, so I can start talking to our Kansas State Board of Engineers.” Mayor Luke, “That will be a contract engineer.” Mr. Curten, “We know it’s a city engineer that bought off on the drainage plan. I’m going to be talking to the Kansas State Board of Engineering to understand what’s going on.” Mayor Luke, “The City does not have an engineer, it would have been a contract engineer.” Mr. Curten, “Okay, well, somebody stamped off on that drainage plan, that’s been licensed and approved for that construction.” Mayor Luke, “Yes.”

APPOINTMENT: Steve Gifford: Close St. Lawrence between 8th & 9th.-July 4th. 7:00 p.m. to 10:30 p.m.

Steve Gifford addressed Council, “We want to go ahead and have our annual 4th of July party and block off the street in front of our house. We have the only active driveways there – myself and my son; so everybody else has access in other areas. Just like we’ve done before, 7 to 10:30 p.m.” They have been doing this for quite a few years. Mayor Luke, “What is the Council’s pleasure?” Council Member Jasper, “Mark, you good?” Superintendent Davidson, “Yes.”

Council Member Hall stated, “I move to approve Steve Gifford’s request to block St. Lawrence Street between 8th and 9th on July 4, 2019 from 7 p.m. to 10:30 p.m.” Council Member Jasper, “Second.” Hearing no discussion, Mayor Luke called for a vote. Motion unanimously carried, 4:0. Mr. Gifford, “Thank you. It’s always good fun. Come on over.”

APPOINTMENT: Tonya Riley: Close 3rd St., Neosho-Hudson, Fire Juggling Show, June 15, 6 - 6:30 p.m.

Tonya Riley addressed Council, “I’m wanting to see about getting some entertainers to come in for my grand opening. I opened Surprise Me Cakery at 101 N. 3rd where the old Pioneer use to be. (Everything’s Fabulous was located there.) We’re wanting to do a Grand Opening on June 15th, a Saturday. We were looking at the evening around 6 to 6:30 maybe having the street blocked off in front of my shop. I know you have it as between Neosho and Hudson Street, I understand that. We were wanting to have some entertainers come in and do a thirty minute show. They are fire dancers from the Kansas City area. They have actually performed in several Renaissance Festivals for many many years now; and they also do street dances for like Lawrence and the Kansas City area; and for whoever hires them, they come and do a performance for whatever event they have.”

“They do have insurance coverage. In fact, I brought a copy (of the Certificate of Liability Insurance) for you, if you want to have it in your hands right now. She (the insurance company’s contact) told me she can actually get an extension which states the City of Burlington on the policy, and she even said she could put my business on there as well. She said it would take a couple of days for her to get that to me, but if we give her time, she could give me proof of our coverage.” Mayor Luke, “Good.” (*The insured is Christopher A. Byram, dba, Cyrix of Tricks of the Light. Stephanie Weiss is the contact with Specialty Insurance Agency.*)

Mayor Luke, “Have you talked with the businesses around there with respect to.....” Mrs. Riley, “Yes, actually, I’ve been in touch with them for a while now on something like this. I went through today and talked with them to see if it would be approved on your behalf. It wasn’t a set thing, but they felt really good about it

[3] CONTINUATION: June 5, 2019 Burlington City Council Regular Session

and they thought it was interesting. They're kind of excited to see what the outcome is because they're kind of hoping to maybe see that." Mayor Luke, "Good." Council Member Curtiss, "So, they don't mind having that street blocked?" Ms. Riley, "No, because it's going to be mostly during those hours when they're closed. I think Vintage Sisters is even going to be closed that week for remodeling. The only person who said they were going to be open at that time would be the American Legion; and I mentioned to her that it would only be for thirty minutes; and she said it would be okay – they could come around on the other side, they have other access to come in."

Mayor Luke asked, "How far up the street would they...?" Mrs. Riley, "They're just going to be in front of my business. It's just two people – husband and wife." Mayor Luke, "We might be able to just block off at the alley on the north side instead of going all the way up to Hudson." Mrs. Riley, "Of course, yes, because they're not going to have a crew of them taking up that whole section of street. It will be just him and her for a little outside entertainment; and there will also be a fire safety guy with them." Mayor Luke, "Have you talked with Randall (Coffey County Fire Chief/Administrator)?" Mrs. Riley, "I did speak with him, I think earlier this week. He didn't see an issue with it. I even spoke with Gene Merry and he didn't have any issues with it. I spoke with him because I thought he might have some tenants through there, and he had only one person there; but he said Danielle Birk has somebody. I haven't touched base with her today; I talked with her a couple of days ago, and she thought it was a good idea. I am also renting the building from her, so it would be very important to involve her." Mayor Luke called for questions. There were none. He asked Council, "What is your pleasure?"

Council Member Hall stated, "I move to approve Tonya Riley's request to block 3rd St. from Neosho to Hudson for a Fire Juggling Show on June 15 from 6 p.m. to 6:30 p.m." Council Member Tschantz, "Second." Mayor Luke, "Would you want to change that to the alley, or do you want to leave it up to Hudson?" Ms. Riley, "The alley would be perfectly fine. I do have one other question, though. Is it possible if we could push them back a little later? Instead of from 6 to 6:30, we could maybe do from 7:30 to 8:00?" Mayor Luke, "Yes, if that's what you would like to do, we can modify the motion." Ms. Riley, "Well, I figured the darker it is, the neater the fire show would be." Mayor Luke, "So, 7:30 to 8:00 or 8:00 to 8:30?" Mr. Riley, "There's a couple things. I'm thinking 8:00 to 8:30. We're trying to pretty much allow flexibility for the performers. We're trying to figure that out – usually they request later at night because of the effects and the wow factor. As far as the street goes, we're thinking to the alley would be fine. Do you think we ought to have a buffer? We're thinking of doing a lot of advertising? Wolf Creek's Party In The Park is going on the same day, and plus we've got a fair that is coming up this next weekend. We're looking to hand out flyers. I guess a lot of that's going to depend on the interest of the public and how many people are going to show. I want to make sure they have enough space, as well."

Mayor Luke suggested leaving it at Hudson Street, and asked Council Members Hall and Tschantz if they would be willing to modify the motion to change the time of the street closing. They were. *Council Member Hall changed the motion to: "I move to approve Tonya Riley's request to block 3rd St. from Neosho to Hudson for a Fire Juggling Show on June 15 from 8 p.m. to 8:30 p.m."* Council Member Tschantz, "Second." Mayor Luke called for discussion. Chief Jones explained that since the 15th is a Saturday, the Street Department usually drop off barricades before hand for the people holding the event to set up for the event and take down after the event. Ms. Riley said, "Thank you, I did not know that. We will do that." Mayor Luke, "Yes, we would like to have the insurance to include the City, for protection." Ms. Riley, "I'll have her send that right over to me." City Clerk Kewley, "The City will be listed as an additional insurer on here?" Ms. Riley, "She is getting that for me because we didn't know for sure. She said to give a couple of days for the insurance company to do that." Mrs. Robrahn, "You'd want to list it as the City of Burlington, Kansas; and to protect yourself, as well – and it's just my advice, you definitely want your business listed as well." Ms. Riley, "She already said that, too. She said that way, if anything were to happen, it would come to them and nobody else."

Mayor Luke, "Any more discussion?" Hearing none, he called for a vote on the motion which is, ***Council member Hall stated, "I move to approve Tonya Riley's request to block 3rd St. from Neosho to Hudson for a Fire Juggling Show on June 15 from 8:00 p.m. to 8:30 p.m."* Council Member Tschantz, "Second." Motion unanimously carried, 4:0.**

ELECTRIC DEPARTMENT: DISTRIBUTION Update

General: Electric personnel have been doing line locates, customer service requests, and some line maintenance and changed a power pole. They completed line work in Industrial Park #2 by Bahr Tire for a new business coming in.

Flood Related Work: Superintendent Schneider reported, "Cleaning up our department and helping other departments where it is needed, rebuilding a sectional line at Willow Bend, reestablishing service to homes that were turned off when it is safe."

ELECTRIC DEPARTMENT: PRODUCTION Update

General: Power Plant personnel have been performing normal power plant maintenance and spraying weeds. Attended KMU safety training on Tuesday 6-4-19.

Generator Repair: Generator 6 had a defective electric motor on the intercooler- was replaced and generator 6 is running.

[4] CONTINUATION: June 5, 2019 Burlington City Council Regular Session

WATER AND WASTEWATER: Distribution Update

General: Personnel have been doing the normal duties: line locates, work orders, reading meters, meter rereads, customer concerns.

Neosho River – Flooding/Backup: Superintendent Hawkins, “I personally want to thank each and every one of these guys and each of their departments and everybody that helped out with sandbagging and helping us move stuff and bringing equipment. I’m very grateful for these guys. They really helped my department out and I just want them to know that I’m appreciative of that. Plus I’ve had a lot of calls from the public. I was amazed at the calls and texts I was getting with, ‘Can we help sandbag? Can we do whatever we can at the water treatment plant?’ So, I am thankful for the public and their willingness to help out for that as well.”

“Also, another big thank you that I want to put out there is to Builders Choice for donating 24 cinderblocks, which totaled \$1,440.00, as Friday night came in with the flood, the water level came up to the rivers bank. We were anticipating a surge of water coming from Redmond and so we decided that we would take the cinderblocks that we did have and then we went and got more, and put them around our backwash holding basin because if we had lost the backwash holding basin, we wouldn’t have been able to run the water treatment plant. So, we built a berm. I want to thank Mark and those guys, they brought several loads of rock and then we put cinderblocks. Jim Frye was the guy who came out to help in the middle of the night in the storm, my guys and everybody else were out there too, and we built a berm around the water plant in anticipation of that. The water roughly came up to about 3 feet from the top of the bridge. If we would have had a big log or tree that came through there, it would have been disastrous. We are thankful that the rains quit when they did. So, we tended to a lot of that stuff.”

Water Meter Installation (ongoing): Personnel are still doing water meter installations, which will be ongoing for quite a while.

Water Quality – Chemicals: Superintendent Hawkins reported, “For water quality our chemical expenditures is up about 20% than what we are used to seeing.”

Sewer Pumpstations (liftstations): Superintendent Hawkins said, “Some of the issues we have had are Pump station #1 because the man holes were flooded in the low lying areas. Our pump station #1 never quit, they ran 24 hours a day; my #2 pump station went down. It ended up being the impellor broke on the inside. So, I ended up calling Jeff Uban Fluid Equipment out of Wichita and had him rebuild it. We got that done yesterday (6-4-19) it is back online. The issue we had on the 3 pumps, is when you take one pump out of its consecutive order, only one pump can run. So, I had to have them come in and reprogram it to where the other two pumps could alternate.”

WATER AND WASTERWATER: QUICK COUPLER BUCKET - QUOTES

Superintendent Hawkins said, “This is for a quick coupler bucket for the Telehandler. We purchased the Telehandler through Victor L. Phillips a while back (6-17-2009). Myself, Mark and Kevin have been needing this for our departments, so we went out and asked for quotes. We got an online quote from Jim Goodall Equipment Sales for \$3,698. Victor L Phillips quoted \$3,990. Rex Spenser Equipment Company’s quote was \$3,973. As I told our committee, my recommendation is that we would like is to go with Victor L Phillips for the simple fact that he deals locally and we should be able to get the bucket in 3 to 4 weeks.”

Mayor Luke, “What is Council’s pleasure?” *Council Member Jasper stated, “I move to accept the quote from Victor L Phillips, not to exceed \$3,990, for a Quick Coupler Bucket for the Telehandler, as being in the best interest of the City.” Council Member Curtiss, “Second.” Hearing no discussion, Mayor Luke called for a vote. Motion unanimously carried, 4:0.*

STREET DEPARTMENT: Update

General: Superintendent Davidson, “We have been patching holes on roads and asphalt. We removed one driveway culvert, then set out barricades, and kept a close eye on the water trying to keep people safe. After that, we started moving barricades out. We did our flood debris removal last Thursday (5-30-19) and we will do another one tomorrow. We are just trying to clean up some of the streets and get the debris off of them.”

POLICE DEPARTMENT: Update

Flooding: Chief Jones, “A lot of the same, flood. I’d like to add my thanks to the other city employees; we made extensive use of them that Friday night. There were a lot of streets we had to block because we ran out of barricades and we had to block them with vehicles because of water flowing hard across them.”

General: Chief Jones said, “Other than that it was normal calls.”

POLICE DEPARTMENT: Reserve Candidate

Chief Jones, “The applicant took his psychological assessment this morning. We will be sending that in to the psychologist for review. I don’t anticipate any problems. With any luck I’ll be able to come back to the next council meeting and recommend that we bring him on as a reserve officer and get him started with training.”

POLICE DEPARTMENT: Personnel, Blake Hanson

Resignation: Chief Jones, “We received resignation from Blake Hanson. Officer Hanson has accepted a full time position in security at Wolf Creek. I talked to Lewis (Council Member Lenard) before he left to go out of state and he recommended I ask for permission to advertise the position until it’s filled.”

Part Time Officer: Council Member Curtiss, “I move to accept Chief Jones’ recommendation that with Blake Hanson’s resignation as a full-time Police Officer, he be moved to part-time status until a new full-time officer is hired; at which time he qualifies for the position of Reserve Police Officer if he chooses.” Council Member Hall, “I second the motion.” Mayor Luke called for discussion. Council Member Jasper, “What’s the part time status? How is that going to work with the schedule because it’s a swing shift out there (Wolf Creek), isn’t it?” Chief Jones, “They change shifts every 6 weeks and then he is going to have training next week Monday on the 10th. I don’t know how long training will be. We don’t want to lose Blake entirely and his suggestion was to try to go part time status at least for a while. I’m more than willing to do that, if I can get at least a couple of days a month that helps us.” Council Member Jasper, “And that should help with overtime and other officers covering shifts and stuff.” **Hearing no further discussion, Mayor Luke called for a vote. Motion unanimously carried, 4:0.**

Advertise for full time officer: Council Member Hall, “I move to authorize Chief Jones to advertise for a police officer until the position is filled.” Council Member Jasper, “I second the motion.” **Hearing no discussion, Mayor Luke called for a vote. Motion unanimously carried, 4:0.**

PARKS DEPARTMENT: Update

General: Superintendent Boyce reported, “We have been cleaning public buildings and restrooms; doing equipment and building maintenance. We have also been mowing and weedeating, most of our time. There was one week we missed mowing everything except downtown and in the front of Kelley Park. We are caught up now except mowing with the big tractor. We are waiting for it to dry out a little bit more before we get it out.”

Rock Garden: Update: Superintendent Boyce said, “I visited with Heather Borden who came with the Girl Scouts and requested it last meeting (a location for the rock garden). I told her my plan. They (Parks Department) already have a box built 30 inches by 30 inches, 6 inches tall, with an aluminum bottom with holes in it so water will drain out. It will set on the north side of the public bathroom at Caboose Park where we put that brick area in. We will fasten it to a utility pole down there so it can’t be moved, and she was perfectly fine with that. I told them I would give them the box so they could decorate it however they want; we will place it there and put the rocks in it. Hopefully, rocks will not be thrown at windows.”

Flood: Superintendent Boyce, “We have been busy with the flood and meetings and stuff like that. I would like to thank the Street Department and any other department that helped me with anything. We did have some repairs at the City Dam. The area with the chain link, we added 6 to 12 inches of rock through that area where it washed the rock out of there. I’m going to have the engineer (Schwab Eaton) come in and look again before he starts his final plan and drawings - because we do have more damage underneath the shortest section of stairs, it’s pretty much washed out underneath there. We will go from there.”

FINANCE: Claims Ordinance & Payroll Ordinance

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|----------------------|---------|----|-------------------|
| a. Claims Ordinance | 2019-10 | \$ | <u>181,486.89</u> |
| b. Payroll Ordinance | 2019-11 | \$ | <u>84,312.85</u> |
| | TOTAL | \$ | 265,799.74 |

CLAIMS 2019-10: Council Member Hall moved to approve City of Burlington Claims Ordinance 2019-10 for the amount of \$181,486.89 for payment of city bills. Council Member Curtiss gave the second. City Clerk Kewley said, “We have payments tonight to Burlington Construction \$79,417.00, U.S. Line Company \$4,023.72, Wheeler World for \$7,106.54.” **Hearing no additional discussion, Mayor Luke instructed City Clerk Kewley to poll Council. All votes were in favor. Mayor Luke declared, “Claims Ordinance 2019-10 passed unanimously, 4:0.”**

PAYROLL 2019-11: Council Member Tschantz moved to approve City of Burlington Payroll Ordinance 2019-11 in the amount of \$84,312.85, as presented. Council Member Hall gave the second. **Hearing no discussion, Mayor Luke instructed City Clerk Kewley to poll Council for a vote. All votes were in favor. Mayor Luke declared, Payroll Ordinance 2019-11 passed unanimously, 4:0.**

PLANNING & ZONING: Update

General: Zoning Clerk Hugunin, “Everything but normal duties.”

Flood 2019: Zoning Clerk Hugunin, “We helped the street department with barricades. I would like to thank everyone who showed up Friday night after all that (flooding) who helped us get all the critical stuff out of City Hall and stored up here (temporary location 1013 N. 4th St.). Thank you to the Parks Department, Water Department, and anyone else who was involved. There was a lot of hard work that went into drying City Hall out. If we had a sump pump, we would probably have been alright, but our sump pump quit working. We had 2 feet of water; it took a lot of time. Danny at the Water Department was really good at getting one of his guys down here as a handler. I spent a lot of time taking photos of the flood waters and doing the documentation, and we handed a lot of that over to the state today. I also went out and helped the Street Department with the flood clean up on the debris. I took photos of that as well and that will be turned in to the county. We will be doing that again tomorrow.” (Continued)

[6] CONTINUATION: June 5, 2019 Burlington City Council Regular Session

Council Member Jasper, "Country Club Heights, has there been any dialogue or information from FEMA or anybody in regards to that at all?" Zoning Clerk Hugunin, "I haven't had any dialogue from FEMA or the mapping people. I've been talking to Steve Samuelsson at the state level and he is out this week, so I haven't been able to communicate with him much at all." Council Member Jasper, "Okay."

Temporary City Hall Location: 1013 N. 4th Zoning Clerk Hugunin, "A lot of my time up here has been spent setting up the network, computers, and get printers working."

Auction on purplewave.com: Zoning Clerk Hugunin, "On Purple Wave every item has sold. I think the last item was concrete culverts and they went for \$11.00. People have already started to come into town today to pick items up."

PLANNING & ZONING – STRUCTURE DEMOLITION, 415 S. 6th - QUOTES

Zoning Clerk Hugunin presented the quotes for the structure demolition for 415 S. 6th and recommended that they be accepted. The quotes were: 1) Graybeal & Son Construction of Gridley, KS for \$6,500.00; and 2) Schmidt Excavating of Burlington, KS for \$5,595.00.

Council Member Jasper, "I move to accept the quote from Schmidt Excavating and award the contract for the demolition of structure(s) at 415 S. 6th, not to exceed \$5,595.00 as being in the best interest of the City." Council Member Curtiss, "I second the motion." Mayor Luke called for discussion.

Council Member Curtiss, "When would this start?" Zoning Clerk Hugunin, "Schmidt Excavating can complete it in 20 days." Council Member Curtiss, "When did we give them (Theda Darnell) to have their things out of the house?" Zoning Clerk Hugunin, "Until May 31st, when we were going to open quotes. Now it depends on the weather, and whatever is in there then they lose. They were just asking me last week for another 2 weeks and I told them no." Council Member Curtiss, "So, they don't have all the antiques out?" Zoning Clerk Hugunin, "I don't think they have gotten anything out."

Hearing no further discussion, Mayor Luke called for a vote on the motion which was: Council Member Jasper, "I move to accept the quote from Schmidt Excavating and award the contract for the demolition of structure(s) at 415 S. 6th, not to exceed \$5,595.00 as being in the best interest of the City." Council Member Curtiss, "I second the motion." Motion unanimously carried, 4:0.

PERMITS: Building Permits issued by Zoning Clerk Hugunin:

None.

LICENSE – Cereal Malt Beverage 2019 License for Mi Veracruz, 1108 N. 4th Street

Mayor Luke called for a motion to approve the Cereal Malt Beverage License. Council Member Curtiss, "Was that La Hacienda?" Mayor Luke, "It was." Council Member Curtiss, "Okay."

Council Member Hall, "I move to approve the 2019 Cereal Malt Beverage License for Mi Veracruz, 1108 N. 4th Street." Council Member Jasper, "I second the motion." Hearing no discussion, Mayor Luke called for a vote. Motion unanimously carried, 4:0.

LEGAL DEPARTMENT: Update

Attorney Robrahn reported, "I've been working on various legal issues; and our municipal court is next Thursday."

CITY CLERK: Update

General: City Hall Staff have been busy with customers paying utility bills, work orders, preparing work orders, vouchers for bill paying, payroll, and council meeting minutes. We don't have any May delinquent utility accounts to be sent to the Kansas Setoff for collections.

Flood: City Clerk Kewley, "We have been very busy. I have attended numerous meetings and have been working with department heads. We had to move city hall to this location. I can't thank enough all the departments that helped out and our City Hall staff that came down Friday night when it was really bad. Everybody stepped up and I'm just so appreciative for all of the help and work that they did."

Kansas Department Emergency Management: City Clerk Kewley, "I attended the KDEM Meeting at the water plant. We did meet with the 2 representatives, and we assessed the damage with the city, and we handed over the associated costs so far; with more to come later."

Business Appreciation Picnic on June 7th: City Clerk Kewley reminded everyone, "The Business Appreciation Picnic is Friday, June 7th from 11 a.m. to 1 p.m. at Kelley Park."

Employee Appreciation Picnic on June 10th: The Employee Appreciation Picnic is on Monday, June 10th, from 11 a.m. to 1 p.m. at Kelley Park. City Hall will be closed from 11 to 1.

Budget 2020: City Clerk Kewley said, "I have started working on the budget again. We have scheduled a finance meeting for Thursday, June 13th at 9 a.m., with the Finance Committee and the Superintendents."

Other: City Hall Staff have been really busy with handling numerous calls and inquiries.

[7] CONTINUATION: June 5, 2019 Burlington City Council Regular Session

REPORT BY CITY OFFICERS:

None.

MAYOR'S COMMENT(S): July Council Meeting Schedule

Mayor Luke, "The first meeting in July is the day before a holiday. Not knowing how many people will be in town or out of town, what is the Council's pleasure with respect to whether or not we have a meeting then or just have the one meeting in July on the 17th?"

Council Member Curtiss, "I move to have only one City Council meeting in July, on the 17th, the third Wednesday, at 6:00 p.m." Council Member Jasper, "I second the motion." Hearing no discussion, Mayor Luke called for a vote. Motion unanimously carried, 4:0.

MAYOR'S COMMENT(S): FLOOD 2019 - SANDBAG DISPOSAL

Mayor Luke, "Also, I received an inquiry from Russell Stukeley (Coffey County Emergency Management) with respect to the sandbags that are downtown. I told him this was something the governing body would have to make a decision on. He has asked if we would help support others in the removal of those sandbags and relocating them into the municipal parking lot or out to the landfill. So the question is up to you. My opinion is if we do for one we do for all and we don't know where that is going to go. We have regular duties that we have to do as well."

Council Member Jasper, "We are busy." Council Member Curtiss, "Is there anybody else that would benefit from those sandbags?" Mayor Luke, "The sandbags that have been contaminated by the actual flood waters have to go to the landfill and they have to be disposed of. That is a federal requirement. Those that have not been touched by the flood waters can be saved or used. It has been proposed that the County stores them at the landfill. If there is a need for them in the immediate future, then they would be readily available. They would not be disposed of or un-bagged. They would be left as they are. They would be loaded up and taken out there and they would keep them for awhile. The sand then can be used for whatever purpose it can be used for."

Council Member Curtiss, "There are a lot of sandbags around. That is a lot of work." Mayor Luke, "Yes, There is over 90 tons of sand." Council Member Jasper, "Our departments are pretty busy, aren't they?" Mayor Luke, "They have a full schedule, yes." Council Member Jasper, "So, that answers the question then." Mayor Luke, "Okay. Then we can notify Russell that they can be relocated into the municipal parking lot by the fire station; or if they can be taken out to the landfill for whichever spot they want. They can be moved individually or the County can do it." Council Member Jasper, "I don't see any use for us to have sandbags, do you?" Mayor Luke, "No, we will take care of our own that we have." Council Member Curtiss, "Right." Mayor Luke, "With respect to the others, they will be responsible for their own."

Superintendent Boyce, "As far as the municipal parking lot, I don't think they all are going to fit there." Mayor Luke, "The County, I'm assuming, is going to pick them up from there and take them out as soon as they have a load available." Superintendent Boyce, "The next complaint we are going to get is the grass around the sandbags. I'm not in favor of weedeating around them." Mayor Luke, "I will get in touch with Russell and let him know." Paul Abendroth, "May I make a suggestion to put pallets down there to put the sandbags on?" Mayor Luke, "Yes, there are some pallets there and the others I believe are going to be relocated to there, so they can be put right on them. They have a forklift." Paul Abendroth, "It would be easier so we don't have to mess with them again by hand." Mayor Luke, "Yes."

MAYOR: Executive Session to Begin Negotiations to Acquire Real Property

Mayor Luke stated, "I would like to enter into an Executive Session Pursuant to K.S.A. 75-4319b6 for the preliminary discussion relating to the Acquisition of Real Property, for twenty minutes; to include the Governing Body, City Clerk, and City Attorney."

Council Member Curtiss made the motion to enter into an Executive Session Pursuant to K.S.A. 75-4319b6 for the preliminary discussion relating to the Acquisition of Real Property, for twenty minutes; to include the Governing Body, City Clerk, and City Attorney. Council Member Tschantz, "Second." Motion unanimously carried, 4:0.

Council entered Executive Session at 6:50 p.m. and exited at 7:10 p.m. The following action was taken: ***Council Member Hall stated, "I move to authorize the City of Burlington to enter into negotiations with the intent to acquire real property for the City with final approval by the Governing Body." Council Member Tschantz, "Second." Mayor Luke called for a vote. Motion unanimously carried, 4:0.***

FUTURE AGENDA ITEMS:

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| GENERAL: City Debt - How to fund projects Expense Tracking on Projects LKM KOMA/KORA Class (Host in August 2019) LKM Regional Supper (Host in November 2019) Election 2019 – Mayor and Council All Wards, Position 1 Budget 2020 | GAAP - Infrastructure Capitalization City/County Grant Funds – Discussion on Matched Funding Council Discussions on Evaluations, Succession Planning, etc. Flooding 5-2019 – Updates City Hall Location Updates Negotiations for Real Property |
| ELECTRIC DEPARTMENT: Power Pant - Additional Generation | <i>R.I.C.E. N.E.S.H.A.P. Compliance</i> |
| PARKS DEPARTMENT: Events in Parks (Updates) City Dam - West Wall Repair – Engineering Services Proposals | Kelley Park Light Poles – Repair/Replace (also see Legal) Girl Scout Rock Garden - Updates |
| LEGAL DEPARTMENT: Municipal Court Updates Misc. Legal - Documents, Cases, Contracts, etc. | Park Agreements: 1) Agr of 12-2018 - City & Rec. Com. – <i>Review in Spring 2019</i> 2) Committee – Review and Update Park Contracts |

[8] CONTINUATION: June 5, 2019 Burlington City Council Regular Session

FUTURE AGENDA ITEMS:

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| <p>GENERAL: City Debt - How to fund projects Expense Tracking on Projects LKM KOMA/KORA Class (Host in August 2019) LKM Regional Supper (Host in November 2019) Election 2019 – Mayor and Council All Wards, Position 1 Budget 2020</p> | <p>GAAP - Infrastructure Capitalization City/County Grant Funds – Discussion on Matched Funding Council Discussions on Evaluations, Succession Planning, etc. Flooding 5-2019 – Updates City Hall Location Updates Negotiations for Real Property</p> |
| <p>ELECTRIC DEPARTMENT: Power Pant - Additional Generation</p> | <p><i>R.I.C.E. N.E.S.H.A.P. Compliance</i></p> |
| <p>PARKS DEPARTMENT: Events in Parks (Updates) City Dam - West Wall Repair – Engineering Services Proposals</p> | <p>Kelley Park Light Poles – Repair/Replace (also see Legal) Girl Scout Rock Garden - Updates</p> |
| <p>LEGAL DEPARTMENT: Municipal Court Updates Misc. Legal - Documents, Cases, Contracts, etc.</p> | <p>Park Agreements: 1) Agr of 12-2018 - City & Rec. Com. – <i>Review in Spring 2019</i> 2) Committee – Review and Update Park Contracts</p> |
| <p>PLANNING AND ZONING Industrial Park Lots for Sale, etc. Work with NexTech and City Departments to improve Cyber Security Nuisance Structure & Properties: Work with PD F.I.R.M. Floodplain Map Changes – Updates Burlington Corporate Boundary Updates on Map (Work with State) Permits - Building/Zoning/etc.</p> | <p>Quarterly Construction Valuation Report Prepare Easements for any City-owned property without one City Hall - Awning Replacement (switch to metal) 415 S. 6th (Theda Darnell Property) – Demolition-Hire Contractor Addition Nuisance Structures for Possible Condemn/Demolish</p> |
| <p>POLICE DEPARTMENT Nuisances (Work with Zoning Clerk) Voice Stress Analyzer Project Vacancy Police Officer</p> | <p>Department Activities and Cases Reserve Police Officers</p> |
| <p>STREET DEPARTMENT: Concrete St. Repairs/Free State Ct. Replacement/Repair Excess Hot-Mix from APAC Litigation/Redo S 3rd St. Municipal Parking Lot in 2019 Pavement Management System/Asset Management System Old Penny’s Concrete Building – renovation/door/etc. Street Closing July 4th(St. Lawrence 8th & 9th)</p> | <p>Street improvement Plan, Paving Gravel Streets, Crack Filling, Street Improvements 2019 6th & Alleghany Project Street Improvements 2019 Asphalt Project Street Closing June 15th (3rd St., Neosho-Hudson)</p> |
| <p>WATER & WASTEWATER DEPARTMENT: Fire Hydrant – 3rd & Neosho Storage Building for Dirt -Construction Sewer Liftstations –Flushing Rags, etc. Flooding</p> | <p>Sensus Water Meter Replacement 6th and Alleghany Waterline Project Personnel – Hiring a W/W Non-Cert. Operator Water Outside City Limits – Wayde Thomsen f/1057 Lynx Ter. Quick Coupler Bucket Updates Sewer Lagoons - Analysis (KRWA/funds for dredging) Sewer Lagoon Maintenance/Updates</p> |

Mayor Luke declared the meeting adjourned the meeting.

Approved by the Governing Body and signed by Regina R. Kewley, City Clerk