

BURLINGTON CITY COUNCIL REGULAR SESSION 9-1-2021

City of Burlington Governing Body met in Regular Session at City Hall's address, 1013 N. 4th Street, Burlington, Kansas, at 6:00 p.m. Wednesday, September 1, 2021. Mayor Stan Luke called the meeting to order.

THE PLEDGE OF ALLEGIANCE

ROLL CALL: Stan Luke, Mayor

Council Members present:

Jerilyn Curtiss Dallas Scothorn Lewis Lenard (President of Council)
 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:

Anne Brown (City Clerk) Mary Mader (Administrative Assistant)
 Philip Wright (City Attorney) Jimmy Hugunin (Zoning/Grants Clerk)
 Kerri Weltha (Deputy City Clerk)

Media Present: Mark Petterson (Coffey County Republican)

VISITORS: Ronda Gilbert, Jim Schuessler, Becky Voorhies, Carla Hoch, Jay Hale, Paul Abendroth, Salli Stewart, Wade Bowie, Wayne Blackbourn, Sabin Yanez

AGENDA:

Council Member Lenard, "I move to approve the agenda as modified." Council Member Tschantz, "Second." Motion unanimously carried, 6:0.

MINUTES 8/18/2021: Mayor Luke, "You have before you the draft minutes of our regular session of August 18, 2021. Are there any additions or corrections?"

Council Member Curtiss, "I move to approve the draft minutes of August 18, 2021, as modified." Council Member Scothorn, "Second." Motion unanimously carried, 6:0.

PUBLIC COMMENTS (1):

Carla Hoch, "On behalf of the Coffey County Cancer Support Group, we would like to give you guys this certificate of appreciation for donating to our 7th annual golf tournament. Because of you guys and the rest of our community, we raised around \$28,000. Thank you. Put on your calendars that ours next year will be August 20th."

PUBLIC COMMENTS (2):

Paul Abendroth, "In the newspaper the other day, I saw that a person that had nuisance property problems was in jail." Mayor Luke, "Correct." Paul Abendroth, "Why haven't other nuisance property owners have the same problem? 400 block of Potomac, there are a couple of problems there, up and down Alleghany, across from the swimming pool, why haven't these people been cited?" Mayor Luke, "They are all on our list." Paul Abendroth, "9th and Miami, there is a truck over there with a tree grown up around it. It has been sitting there forever. Why haven't these been cited? Why haven't they had to go to jail. They haven't gotten their properties cleaned up." Mayor Luke, "We are in the process of doing some major nuisance properties work. The one went to jail because he had been in court and refused to do what he was supposed to do and agreed to." Paul Abendroth, "The others haven't done it either." Mayor Luke, "If they show up in court and they don't do what they are supposed to do, then they will be there also." Paul Abendroth, "How do you say that because the junk is still there." Mayor Luke, "They haven't been brought to court yet." Paul Abendroth, "Why not?" Mayor Luke, "There is a process we have to follow. Once we get to the dates of everything--." Paul Abendroth, "Does it make a difference of who they are?" Mayor Luke, "No. None whatsoever." Paul Abendroth, "Apparently, because I have been after some of them for a long time now." Mayor Luke, "In the next 60 days, if you still have those complaints, let me know. That is the process that we are going to do, a 60-day blitz." Paul Abendroth, "What is going on on First Street on that burnt house?" Mayor Luke, "It is all boarded up." Paul Abendroth, "Is it?" Mayor Luke, "Yes, it is." Paul Abendroth, "Okay, it is all safety then?" Mayor Luke, "I can't say that it is all safety. We have to go to our hearing. We will get back to you."

APPOINTMENT: PUBLIC HEARING FOR CDBG-CV Grant Close-Out

Opening the Public Hearing: Council Member Lenard, "I move to authorize the Mayor to open the public hearing for the CDBG-CV Grant Close Out." Council Member Scothorn, "I second the motion." Hearing no further discussion, Mayor Luke called for a vote. Motion unanimously carried, 6:0.

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Mayor Luke, "We enter the hearing at 6:06 p.m."

No comments.

Council Member Scothorn, "I move to close the public hearing." Council Member Curtiss, "I second the motion." Hearing no further discussion, Mayor Luke called for a vote. Motion unanimously carried, 6:0. Mayor Luke declared the Public Hearing closed at 6: 07 p.m.

APPOINTMENT: Ronda Gilbert – Burlington Promotions

Ronda Gilbert, "I just wanted to give the council and the city a heads up on a couple of dates coming up. Trick or Treating downtown and around, we are going to do that on October 28th because Halloween falls on Sunday. The kids will have their party that day. We thought after school to 5:30 if there is no conflict for that with the city. I won't need anything blocked off or anything like that because usually, the police department comes down to participate, so they are already there. That is one of my dates.

"The other date is December 8th. That will be our annual lighted Christmas parade at 6:00 p.m. I will need the police department's help on that getting us through town and everything. I just wanted to give you guys a heads up on that and see if there will be any conflict or if we can continue with it." Mayor Luke, "Will you need barriers?" Chief Jones, "For the parade, we usually just provide vehicle escort." Mayor Luke, "Okay, and the 8th is on a..." Ronda Gilbert, "2nd Wednesday of the month." Mayor Luke, "Does the Governing Body have any issue with it?" Council Member Curtiss, "No."

PUBLIC COMMENTS (2):

Paul Abendroth, "I have brought up several of these other properties way before this one that went to jail. Why was he picked on first?" Chief Jones, "We started dealing with him last December." Paul Abendroth, "How long have I been after some of these properties on the highway that hasn't been taken care of, though?" Chief Jones, "There have been some issues. There have been conflicts on time on some of them. We are addressing them as we get the chance to address them." Paul Abendroth, "It looks like to me that there is some favoritism and all that. I'm sorry, but that is what I see." Chief Jones, "That may be how you feel, Paul, but I don't have any friends. I don't play favorites." Paul Abendroth, "Okay. I will wait to see what happens in the next 60 days then."

APPOINTMENT: Coffey County Capital Improvement Plan

PowerPoint presentation and documents were passed out. Jim Schuessler, "Thank you for having me. This is the third time I am able to be in your community. This is my 21st meeting on this project. I am very thankful for the opportunity. This represents almost a culmination of the capital improvement plan. That is what I am going to present today. My name is Jim Schuessler. I am a landscape architect with CFS Engineers. My bosses will be joining me in a second, which includes Wayne Blackburn, who is the County Engineer and Senior Vice President of CFS Sabin Yanez. We have lots of thank you's. You have gotten a copy of the document, and you have had a few weeks to look at it. I am hoping to take those comments. I am meeting with every city; you happen to be the first. New Strawn's is next week, and the rest are within 30 days to wrap this up. At the end of the presentation, we are going to talk about next steps. I am going to try to move fairly quickly through this.

"Most of these pages that you see are within the document, just as a reminder that we went through a three-phase process. We started with a kick-off meeting and meeting with yourselves last November through January. We had workshops, and then ultimately, we had open houses for all of the different communities. Yours was on April 8th. From Burlington, we heard a lot of different information that is all recorded. We have recorded all of the things that we have heard on multiple different topics, including economy, public safety, nature, mobility, and uses, recreation, and community identity. We did various exercises, surveys, and mapping exercises that represents your community. We did vote the dot exercises to answer and help set priorities. This has all been recorded in the document, as well as mapping exercises. At that meeting, we had the opportunity to draw on the maps and answer questions about these same topics; stormwater, infrastructure, and recreation. Where do you live? What are your thoughts that could improve the community?"

"All those maps turn into words describing those maps. On page 52 and 53 of the document, you will be able to see the text that was all generated from those. In addition, we had a seven-question survey. It also allowed opportunity for other suggestions. Those all showed up within the document on page 53. Since our workshop, I have been working on the master plan that is in front of you. I am very pleased. I've enjoyed the process and really got to dive in. What we are working on today is really our teams understanding for what would be good short-term, midterm, and long-term projects for you. We also dived into creative financing strategy within the document. Those talked about KDOT cost shares, highway funds, capital improvement dollars, and working with different things. There are seven pages or so. Those are all created into your chart, which you'll see in a minute.

"Before I go back, I want to overview. I thought it was important to kind of say, after I went to all these 21 meetings, was there consistencies within those? Often, I found that cities aren't typically talking to other cities within the county. There are many shared interests in the county, and there are many shared interests and maybe shared needs. Why that is important to me and you is that ultimately our hope is to leverage multiple cities who have the same needs to go after dollars, so there is a bigger project. Contractors are more interested.

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“The funding institutions are more willing to donate to something that is more holistic and better the lives of many more people. This is that culmination. Most communities are interested in stormwater. There was some level of flooding in at least five of the six communities. There is interest in filling the sidewalk gaps; that’s the walkability. One of the things that Burlington actually first presented, New Strawn presented, and Leroy presented, and that none of you are figuring out is how do we interconnect ourselves. All of you said that, and then all of a sudden, a light bulb went off. You have a shared interest here. We are going to spend a little bit of time talking about that.

“There is a lot of interest in street lighting studies, A lot of different thoughts on that. Traffic calming, specifically in the downtown areas, walkways, ADA access. The short term is pretty much the planning. There is plenty of additional planning that you could dive into a little deeper with some of these thoughts. When we get to midterm, that is usually some of the easier projects and more easily funded, which is walkways, trails, safe routes to schools, recreation, pickleball, and splash pads. Some of those actually fit into the midterm. We heard consistently some of these things throughout. Some of them might be harder; daycares, encourage downtown businesses, WIFI definitely with our stimulus and our current infrastructure packages that are coming out of the federal government, all are interested that need to be funded.”

“Then the long-term projects. Those are usually the facilities, larger buildings for festivals or weddings, new city halls, or different things that are actually kind of facilities that take a little bit more money and little bit more time. So, now we are going to jump into the City of Burlington. What we specifically heard for your projects. Before I go into that, since there are only two parts two my presentation left, which is talking about Burlington and then the next steps, I have already run through half of the presentation already. Are there any initial thoughts that you want to share before we jump into the last two? No? Well, there will be time at the end. Again, the short term needs of yours are almost exactly what I just said for the county—almost word for word. You are sharing very similar what I am saying is short-term goals than the other five communities. Which again include ADA studies and ramps and crosswalks amongst your community, cleaning out the waterways, lots of debris causing a backup of floodwaters, a traffic study or safety study audit through your town, or the county-wide loop trail that I will talk more about a sidewalk gap study, and then a city-wide stormwater study. You have different flooding across the area.

“I am actually going to skip ahead really quick and then come back to this slide. One of the projects that was identified is that you only have one access to the east. If there was a catastrophe or massive flooding, you only have one bridge heading east. Again, for future conversations, is there as way that we may want to access a second route into our community from a hazard preparation in our environment. The top right listed the different sidewalks that your community thought was important. It is an understanding of maybe creating this loop environment so that people have this walkability and better access to downtown and schools. The bottom right picture was just an area identified that people wished there was sidewalks in the northwest corner connecting the golf course western communities to the rest.

Council Member Curtiss, “Is the orange meaning where you need the sidewalks?” Jim Schuessler, “Yes. Orange in the top right was it was mapped by your citizens that wished there were sidewalks there.” Council Member Jasper, “How do you achieve sidewalks like on 16th? How does a government achieve that where you have to step on private property and there are large ditches?” Jim Schuessler, “First of all, the ditches can go underground. One of your needs is storm sewers, putting the water underground, and they can walk where there was a ditch. That is one solution to keep you in the right of way. There would need to be an understanding of how wide is the actual right of way that the government actually owns. Is it 40 feet or 50 feet? What is the extent of that zone? There will be multiple right-of-way width, so understanding what is the possibility. For here, I don’t even know if it would want to be on the south side or north side. That is a very wide intersection, very wide radiuses, and stuff like that. The parking could be better identified instead of just a wide-open stretch of pavement.”

Council Member Jasper, “Sure. On the bridges, how do you achieve that to pursue the ground that is privately owned?” Jim Schuessler, “There is a lot of projects that contemplate ownership of land. A city annexing to get more future housing or be able to create easements for the future trail connections are all conversations that you would want to have with private landowners. This is saying that we would like to have a study. This might be just to ...you’re going through a flood plain on the north side, so that might not be an option. It was shown or discussed in the public meeting as an option. The one on the south might be too far south from the downtown urban core that we are trying to get people to. These are just two ideas that the plan kind of calls out if this idea has merit or weight, then we should study it further.”

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Council Member Jasper, "If everything comes together and it still goes through said private land and the private owner does not want to come off of his land, does it initially stall?" Jim Schuessler, "Yes." Council Member Jasper, "Thank you." Jim Schuessler, "Other options would need to be made. You never want to say this is our only one option. We are working in multiple communities where right of way acquisition, we are going to purchase the land for use of something, is a possibility. If you don't know, our firm is the one that is doing the Flint Hills Nature Trail. It is 117-mile trail from Osawatomie to, I think, Council Grove. We are familiar with moving through large properties using federal grants and creative measures to do things." Council Member Jasper, "Thank you."

Jim Schuessler, "Some other graphics, the top left is where people identified flooding issues specially west of the golf course in different areas where the creek is being backed up or flooding across the ...16th street I believe. Anyway, you have two major floodways, which are shown in the blue crossing Burlington. The picture on the bottom left is actually showing the area that did flood west of the golf course. The next slide to the right is an area where the city is looking at. That is 6th street south, and that is the old bridge, just north of the justice center that you can barely get cars and trucks by. I know the city is looking at that, but it can be enhanced. Safe routes to schools, and let's create better and safer environment for bikers and pedestrians and two vehicles passing at one time.

"On the right is the idea that both you, New Strawn, and other communities have this idea of a county-wide trail. This is a line drawn of how you can get from Burlington to New Strawn using some existing right of ways and paths. We would have to get across the Neosho River. Those are two strong shots on the right showing one looking north and one south. I will use this opportunity to stop here. I am hopeful that we are in agreement because it was mentioned multiple times if we could create a county-wide trail network that went possibly from the Prairie Spirit Trail to LeRoy, cuts across to Burlington and New Strawn, cuts across to the cultural area at Wolf Creek, goes to Waverly and then goes up to the Flint Hills trail as a spur that we could ultimately connect your community together. Draw tourism and get federal dollars just like these other regional trails that have done that have really provided an asset. The county has initially said that that is one of the things that they would like to investigate further. I assume you, representatives of the city, see value because we have heard about it a few different times. Can I stall to get confirmation that this is a good idea?"

Council Member Jasper, "What are these other towns that the trails go through? Have they seen a spike in business from people coming off the trail and going into their gas stations or restaurants?" Jim Schuessler, "Do we have data on the increase in tourism?" Sabin Yanez, "We are actually in the process of collecting because the trail sections are fairly new. There is a trend of watching a mixture of tourists and locals starting to use the trails. There is not the state or us who have up-to-date current data yet. I think the hope is within the next year; we will have some real data to work with. From a funding standpoint, the Kansas Department of Transportation and the U.S. Department of Transportation have general numbers across the country that show how even rural trails, even if they are moving just a couple people out of an automobile to use them, whether for recreation or for work, those show economic benefits in general in both urban and rural parts of the country. It is also become quite a quality-of-life issue for the Department of transportation. They are hearing from their constituents, just like Jim has alluded to with what we heard from your public meeting is that people want more options. You defiantly need a car to get around, but if there is a way to walk safely or bike with your families or children, people are looking for those options."

Jim Schuessler, "The Katie Trail in Missouri which goes all the way from St. Louis and we almost have it all the way to Kansas City. There are statistics that can be found showing all those small communities and the benefits to tourism. There are multiple bike trips where you go to the middle. It is very much a tourist thing to do. The wineries along the way, the views, the bed and breakfast, the different stuff that is popping up, that is a case study that can be found, and it shows that. Again, there is an interest for the bed and breakfast, the tourism, the bike rallies, and the connectivity level of what is going on with the other two regional trails."

Sabin Yanez, "I was at a conference just this week, in Colorado, a lot of these issues actually come; in their case, it came from the governor. Their governor five years ago wanted to create a plan for Coloradans to have more opportunity just to get out in nature, again both urban and rural. That governor put in initiative that, I think it was 16 trails, that they wanted built across different places in the state of Colorado. It can come from different directions on how these programs come together. In the particular project that I sat in on the Grand Mesa in Mesa county in Colorado, they built a 30-mile trail that I would say is not for beginners. Coming from the plateau of the Mesa, there is a 6700-foot drop over 30 miles down to Grand Junction, Colorado. They built that for around 4 million dollars. They did it in pieces. There are ways that sources of revenues can be brought it to help begin and deliver projects."

Council Member Curtiss, "Are we talking bike trails, automobile trail, walking trail, what are we talking about?" Sabin Yanez, "In this case, these are what I would call multiuse for pedestrian and bicycles, not for motors. On the earlier graphic that Jim showed you with the bridge lines, that was for automotive. But bridges can be built; we are doing more of this type of work, where they can accommodate a sidewalk rather than just a two-lane bridge. You have some wonderful view shades over the Neosho River that people may want to take advantage of whether they are in a car or going a different way." Council Member Curtiss, "Thank you."

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Jim Schuessler, “So, in the actual document, there is a page of how this can be funded, and it is on page 8. It describes the process. For the Flint Hills nature trail, they got money through KDOT, the recreation trail grant funding, through Kansas Department of Wildlife, through the Sunflower Foundation, and are hoping to get 25 million from the raise grant application they just submitted a month ago. They have raised over 100 million dollars for that trail. So back to the list of projects that are for Burlington that have been identified in the capital improvement plan. The first are more studies; the second are actual projects, then the long term are really identified as regional baseball/softball complex, annexing of land for housing development, a dome or arena for winter activities, an event space for big events or weddings. The midterms are the sidewalks, curbs, sanitary sewers, recreation committees that have been identified within that there.

“My question to you was there any of these that are in the wrong category. Like, I really wish one of these were a short term, not a midterm or long term. While you think about that question, the funding will actually help move projects up faster. We identify funding strategies. Perhaps some of these why they might be considered harder to achieve could come up just because of the federal or state or other volunteer grants, etc. We are always hoping to find and reshuffle based on available funds but was there any of these projects you think the team had in the wrong location? Again, we could say short term is 0-4 years, midterm is 4-10 years, and long term is over ten years.”

Council Member Scothorn, “For me, that would be the bridge on 6th street maybe move up to the short term. That is a narrow bridge. Structurally it may be fine, but it's narrow with today's vehicles. That's just my thought.” Council Member Hall, “It is very narrow.” Wayne Blackburn, “That particular bridge there has been a lot of discussion off of it. There is a fund for a safe route to school. I think if you really look at that program, you could possibly get KDOT basically involved and to assist you with it. The structure itself, it has over an 80-sufficiency rating, so it will not be top of the list as far as bridge replacement type programs. That is what hurts you, but that safe route to school is a very good selling point because there is not a way to go safely across that bridge. Now, if you are looking at an 80-sufficiency rating, what can you do? Can you possibly widen it? A study would have to be looked at to say structurally can you expend that deck without taking off the whole deck.

“Safe route to school would be approached for the funding, but to start, it is the invest in the city to say that you would like to have this program, that you want a safe route to school to be something that you would do. It is not just that one bridge; you would also have to look at other core door and access, that would be sidewalks, wheelchairs, and such as that. Now you are going to be looking at a broader picture, but of course, your goal is to replace that bridge. If you can sell the bigger program, then I think you would have a better advantage. KDOT is definitely interested in those types of programs, especially the safe route to school. That is a big one for them.”

Jim Schuessler, “That is something that a walkability study or a sidewalk gap study which is what is described in that short term what ultimately identifies where those needs are and then further identify the funding cycles for submission.” Wayne Blackburn, “If I could jump in one more time. One of the things that KDOT uses for bureau local projects if you can have a shovel-ready plan sitting on the shelf. A lot of the time funding is sitting there waiting to be spent, but they have so many people that have great ideas, but they have no carry through. They have no follow-through to say that they are willing to commit to it. When they see shovel-ready plans, then they say that community is invested into it because it is. You have a small percent for the overall project to invest in these plans. For example, you take a look at Lyon County just did a bridge, believe it or not, over by Hartford just south. How did they get funding on this on a cost-share program? It is because they had shovel-ready plans already for that project, and then basically when they sold that cost-share program, they were able to get that bridge deck replaced. That is one of the other things basically that local projects are looking at. They have to turn over so much money back to the federal government because local communities are not ready.”

Council Member Jasper, “So, define shovel ready plans a little bit more in detail. That way, if we find something we want to pursue, we can be ready.” Wayne Blackburn, “Shovel ready means you would have a consultant doing a design to your specifications and what your goals are then they would have the plans ready to actually go out for bids. It doesn't go to the point of bid, though. It goes on a shelf, but it is ready to be bid. Once KDOT says this is a great project, we can see the need for it, we see the investment in the community, you guys are actively engaged and wanting to have this project, and you're willing to move forward on the project because that is the other side of it. They will say that they have funding, but then they don't follow through on the funding. All of those things basically stop that project. That is what the state is dealing with, is locals not following through. You get that shovel ready plans where you are ready to actually bid it. The only investment that you have into it is the initial design.”

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Sabin Yanez, "I will add to that too. Wayne mentioned the cost-share program of KDOT. It is a fairly new program; I think they are in their 3rd year of that. It is a great program because it is only requiring the locals to come up with a minimum of 10% match. If you can do more, then it certainly helps, but the minimum requirement is 10%, so they are making funds available to have that for communities that are willing to do some investment in themselves to move projects forward. Again, that program did not exist three years ago in Kansas." Council Member Jasper, "Thank you."

Jim Schuessler, "I'll move to the end, and then that might trigger some last questions. If there is movement on this list or if we missed something because you're the first person to –the final document doesn't get published until the middle of October. If there is any additional information, we are always taking that. The last is the ask. Our ask is for two volunteers from either you or representing your city to join a workgroup to ultimately be part of two more people from six cities from the county commissioners for a total of 14 people to start to talk about some of these things. Understand what some of the other communities are doing and see who has the same ideas and how can we start to leverage projects for communities with these larger asks to hopefully get access to the money. That is my ask, to not let this become a document that sits on the shelf. It is a great gift that the county has given you to get your community to buy in and listen to you guys, and we don't want it just to end tonight."

Sabin Yanez, "I might add to that. We met with the county commissioners, and they were really supportive of this next step. That is what prompts this last meeting with the cities. Our experience in doing these other types of plans with other communities, even if it is just a city, cities have neighborhoods, and in a county, you have cities. Having people involved in the decision-making process and the activation of a plan is a really huge success. We have recommended the next step to the county commissioners; they really see it as a great approach, and we are all out here to see if that is something that you all want to participate in." Jim Schuessler, "If it is alright, Anne, I will follow up with you after a couple of weeks to find out if there is interest."

Council Member Jasper, "What does this program have to offer as far as community fishing pond, playground, walking trail?" Jim Schuessler, "So, the county has identified after the whole study is done two or three highest priority projects so far to date. They will have another chance. One of them was fishing lakes for every community. Burlington doesn't have a fishing lake. So, it is on that list as well. There are three communities that don't have fishing lakes. They see that as a need. In the document, it defines also a process as you start to look at those. The requirements for identifying – this is where I have environmental engineers on my team that tell me what the process is. Ultimately, the best-case scenario is that a community like Burlington would pick two or three locations that a lake would make sense, that is on page 12. If we could determine that at least one of those is considered a high hazard area where flooding could occur and that a dam would help and sometimes that is adjacent to a roadway. Then that triggers FEMA dollars, another funding source to help with the funding of the lake. The three cities in the county have this need to try to find options for lakes and then take it through the FEMA process to see if any of those could be considered high hazard. You asked earlier, who owns that land? It would be great to have a lake here, but the city doesn't own that land, or it's not within the city limits, stuff like that. There are a few hoops to jump through but to get access to the federal dollars to identify a high hazard area that would be great for a fishing lake and stuff like that is one of the priorities of the county."

Mayor Luke, "Does that lake have to be inside the city limits?" Jim Schuessler, "Typically." Council Member Curtiss, "It says immediately adjacent to the city limits." Sabin Yanez, "I don't think it needs to be. As Jim mentioned, most of this work will start with some sort of study which would look at sites. We would look at site evaluation and then have a criteria that we could marry up to these sites and bring you a preferred alternative or two. I am going out on a limb here with the county guy here, but I know with their desire to see this, I think that there is a partnership that can be looked at. I don't know if you necessarily have to say it's in the city limits. That is probably more of a decision for you all to make. For example, if we were the ones to do the study, we would ask you what kind of criteria you have, and if that was one of the criteria that it needs to be in the city limits, then that would be a criteria that the study would reflect. If it says that it can be adjacent to, then that is different. I hope that answers your question."

Mayor Luke, "What I was looking at is if you're going to look at stormwater. Especially if you are looking over at Country Club Heights, years ago, there was a potential watershed to be installed west of Burlington. You can control stormwater; you can control the creek; you can control several things with that lake being outside the city limits. The county did a stormwater study when it was still in the county before it was annexed into the city. That water, I don't care how you study it, the night it was happening, that water came directly in from the farmland to the west. The creek was not even full. I live there; I know exactly how that water came in. That is the area that was initially to be controlled with the watershed." Jim Schuessler, "I think the dam needs to be within an easement for maintenance and stuff like that. There are many different things. The ownership of the land and an easement if it's not within the city property. All these little nuances that we work through. The question was Burlington; yes, we have heard lots of information. Yes, you have flooding issues. Yes, we could solve it. Could we identify it as a high-hazard area? Yes, it sounds like we can. That accesses us to FEMA. I think that it is a strong project in Burlington as well as the county." Mayor Luke, "That can be the fishing lake too."

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Jim Schuessler, “Yes. Fishing is one of the highest-rated values of the county.” Council Member Jasper, “This is from living here most of my life and also hearing feedback. Parents are worried about their kids going down to our local city dam. There have been fatalities. So, this could deter them but still keep a fishing pole in their hand.” Jim Schuessler, “So, again that working group that I am trying to sell, would allow us to say three communities and the county, this is a joint interest. Let’s understand that it is. A consultant would say that they could bundle up three legs for one price for the benefit of multiple communities for the benefit of one grant application. We are excited about the opportunity of bundling multiple community ideas to leverage bigger dollars.” Council Member Jasper, “More and more smaller schools, are adding fishing teams.”

Sabin Yanez, “On a bigger scale just as an example to Jim’s point, we are on a team that is doing a project in north-central Missouri where they have 14 different water commissions trying to handle water. Believe it or not, this is a drought area of Missouri, and it is all farming mostly. We are on a team that is assisting them in creating a clean water reservoir that would consolidate the 14 water districts to provide better water and allow recreation uses. That is funded by 14 different agencies because they all have a different benefit out of fresh water and the ability to help multiple communities. This lake will actually provide service to 10 counties, whereas right now, 14 different water services are trying to manage it.

Jim Schuessler, “Thank you for your time. I will be back in touch with Anne. We will do this five more times. Again, this is a document that you can use as a list for conversation.” Wayne Blackburn, “Mayor, if I may. When we started this program, I asked folks to dream. Dream of what the possibilities could be. Everybody looks at costs first which all makes sense. We had that at the very beginning. At this point, unless you know what you would like to have, cost isn’t a factor yet. To have this discussion and continue this discussion, and that is what Jim has come up with as far as having two members from the communities. Have that discussion, continue the discussion and then allow the dream to continue to develop. If we do nothing, that is what we are going to get. But if we basically say things that are important for us, safe routes to school, fishing pond, bike routes, different things like that, that will improve our communities. That’s where people are going right now.

“They are looking at how can I improve my life? How can I make my life better and my community better? That is what this is about. Having something or having the city think about members to be part of this next phase, and that would be two members, is what they are asking for at this point; that is going to be your next step. That is really where you need to be. I hope that you would talk about it at the end of your meeting, is to come up with possibly two members saying that would really like these two to be part of this. It is all going to come back to you. You still are the decision-makers within your community. But to have that team, have that group, get together and visit about it, I think is going to be your next step.”

Mayor Luke, “When you run that 30 miles trail, how do you justify or you used the word safe? How do you support it being safe?” Sabin Yanez, “I am not dodging your question, but these funds have different categories. Every project is different, so this particular trail that I was sharing with you, it is really what I would call a rigorous experience mountain bike trail. Seven miles of it on the top of the mesa was for beginners, but then the decent I told you about of 6700 feet if you can imagine it is a 4-foot chiseled trail out of the mountain. It is 4 foot wide with switchbacks to drop that far. I would say if you are afraid of heights, you are not going to ride on that. That is a whole different example than safe routes to school, which have different parameters and different criteria that easily some of the routes that your citizens have identified would qualify for. It’s different criteria and categories. Also, in the case of that Colorado trail, they did not use any federal dollars on the difficult portion because there are some criteria that come with federal dollars that can be more difficult to implement than if you were to just use local dollars. Again, it is how you put the dollars together, where you use it and how you use it. That is what we have helped other communities do. At the end of the day, as a city council, plans are great, but your people want things built. There is never enough money to meet all of your needs; we know that. I worked 20 years for the government before I went into consulting work. There are always more wants than there are dollars. Finding how to leverage dollars to get things prioritized and built that your communities can use is probably the most important. That’s a long answer to your question. We would help you look at the categories and figure out where the best sources to after dollars.”

Mayor Luke, “My biggest concern is if you have 10 miles of this trail going through a rural area, part of which is wooded or farmland or along the river, who is going to make it safe?” Sabin Yanez, “There will be standards that. There are standards that exist out there today even when we were doing the flint hills project.” Mayor Luke, “I am not talking about the construction. I am talking about the liability of somebody getting attacked or robbed, or seriously injured. How is that taken care of?”

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Jim Schuessler, “The nice thing is you have a 57-mile trail that Flint Hill has built already, and we are not aware of any incidents on that. You have the Prairie Spirit trail just to the east of that, that is one county over, that is at least 30 miles, and I don’t know of any incidents on that. It is the same thing on railroad tracks, old railroad right of ways. In my community, in suburban Kansas City, yeah, there was almost a serial killer along that route that killed three people over a period of time. It is not a liability in the city that it happened on their trail that was built by them. Maybe legal can help me sitting right here.” Attorney Wright, “I’m going to take a pass.”

Sabin Yanez, “Again, I think it is all part of a plan. You might move forward with a design of a project, but I would think that these working groups and your community would want some of those questions answered. That could be through partnerships with your local law enforcement or county that. That is your plan to figure out. It is identifying those items that are most important to you, not just the physical features of the route.” Mayor Luke, “That is critical.” Jim Schuessler, “They are also built 10 feet wide typically so you could drive maintenance vehicles on them or patrols can drive on them. The width does incur some safety. The site lines and brush so far off the road, there are tricks that are used to make places – increase site viability and maintenance patrols if desired because they can fit onto these 10-foot-wide paths which is standard.”

Mayor Luke, “Thank you, and we will work on getting two volunteers.” Jim Schuessler, “Thank you. I really did enjoy this process. I am hoping the county will extend our contract, and we will be leading those workshops for the next year. We are going to do our own sales pitch to see if we can stay with the process.” Sabin Yanez, “The good news is that they said they did want us to do that. So, we will work through these city meetings and go from there.” Council Member Curtiss, “Thank you.

POLICE DEPARTMENT: Richard Messerly

Introduction: Chief Jones, “This is our newest officer, Rich Messerly. He just graduated from the academy on August 20th.” Council Member Curtiss, “Congratulations for the good work you did there.” Council Member Jasper, “Well done.” Chief Jones, “There is a dispute over scoring on range scores. He officially finished 2nd in his class of 22.” Council Member Curtiss, “Fantastic.” Officer Messerly, “Before coming here, I worked for EMS as a paramedic. Now that I am out of the academy, I will be going back and picking up shifts for them again.”

ELECTRIC DEPARTMENT: DISTRIBUTION Update

General: Electric personnel have been doing many line locates, customer service requests, tree trimming, shop maintenance, preventative line maintenance, street light maintenance, and vehicle and equipment maintenance.

Removal of Service: Superintendent Schneider, “We removed the electric service from 302 S. 10th the house that is set for demolition.”

Pole Change: Superintendent Schneider, “We changed out a service pole on south 16th street.”

3 Phase Junction Pole Replacement: Superintendent Schneider, “The biggest thing we have done since last council in the line department is on the north side of the Methodist church the junction pole that basically feeds our downtown area, the courthouse, that pole was bad. We had plans to take care of it. We worked with the church. Then the very next morning, the anchor broke on it, so we turned that into an emergency job. We discovered that last Wednesday, so last Thursday, we had a pretty long day. We started early. We were able to reroute the other houses on the block so those residents would keep power through the day. Unfortunately, we were not able to keep the power to the church on, but I did communicate with them. It was not a busy day at the church, and they were able to work from home. We got the pole changed out and everything back in place. Friday, we had just a little bit of cleanup to do.”

Personnel- Apprentice Lineman: Superintendent Schneider, “We have one apprentice lineman left. He has been studying and preparing for chapter testing.”

ELECTRIC DEPARTMENT: PRODUCTION Update

General: Power personnel have been performing normal power plant and equipment maintenance, over current relay maintenance, plant reports, DC power supply, and substation maintenance.

Generator Maintenance: Superintendent Schneider, “We have been out lubricating and greasing the intercooler bearings on all of the generators. The #4 generator, we had to change the fan belts on that intercooler.”

Substation Maintenance: Superintendent Schneider, “We are spot spraying substations.”

Reports: Superintendent Schneider, “We are still completing plant reports. We had a surprise survey pop up from the Energy Information Agency (EIA) that I was able to get completed today. It is a residential consumption report based off of a survey that one of our customers filled out. I provided them with two years’ worth of data.”

ELECTRIC DEPARTMENT: Personnel – Cody Goracke’s Evaluation

Superintendent Schneider, “Cody Goracke has completed his apprenticeship program. His final test score was 82%. He has done very well. I would like to recommend that we advance him to Journeymen Lineman at the hourly rate of pay to be \$24.66.”

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Council Member Lenard, "I make a motion to move Cody Goracke from Fourth Year Apprentice Lineman to Journeyman Lineman at the hourly rate of \$24.66, effective September 4th, 2021." Council Member Curtiss, "I second the motion." Hearing no further discussion, Mayor Luke called for a vote. Motion unanimously carried, 6:0.

WATER AND WASTEWATER: Distribution Update

General: Personnel have been doing the normal duties: line locates, work orders, reading meters, meter rereads, cleaning sewer lift stations, maintenance on trucks and equipment, customer call-outs, and concerns.

Water Meter Installs - AMI: Superintendent Hawkins, "We have installed the last of the AMI's. The guys have been working on those."

Sewer Lagoon Maintenance: Superintendent Hawkins, "We went out and sprayed the sewer lagoons with round up. The staff got that completed."

Equipment Maintenance: Superintendent Hawkins, "We have been doing normal maintenance on the vehicles and heavy equipment."

Water Leak - Library: Superintendent Hawkins, "We got the water leak repaired in front of the library. It took us longer to tear it up and out. It was a very small leak. We were able to fix it in less than an hour. We didn't have to turn the water off. I visited with Mark today on a time that we can go back and concrete it in. We are looking maybe two to three weeks out to do that. Also, there are some other areas in town that we will have to go back and concrete in as well."

AMI Water Meters: Superintendent Hawkins, "Also, I worked with Preston on a few of the AMI meters. We are trying to get them dialed into where they can read them on the PalmPilot's. We learned a few new things with the features on that as well."

WATER AND WASTEWATER: Production Update

General: Superintendent Hawkins, "The plant is running very well."

Sludge Holding Basin: Superintendent Hawkins, "We are scheduling to clean out our sludge holding basin in a week."

QUESTIONS/COMMENTS

Mayor Luke, "On the water lines that were installed, have we tilled and seeded?" Superintendent Hawkins, "We are preparing to do that. I am hoping to get started on that sometime the first of next week for September. That is the best time to go in and till and seed. We are going to go in on Alleghany and cut some of those valve box risers down and straighten everything out." Mayor Luke, "That is part of our nuisance push is on the grasses. We need to make sure that we have that leveled out and safe for them to get to." Superintendent Hawkins, "We have them level right now to where they can physically go mow it if they want to." Mayor Luke, "Can they?" Superintendent Hawkins, "Yes, they can. We are still going to go in and dress it up nicer than it is."

STREET DEPARTMENT: Update

General: Personnel have been doing the normal duties: cleaning ditches, sweeping curb and gutter, fixing potholes and ruts, blading rock roads, repairing and re-rocking alleys, fixing and replacing street signs, and truck and equipment maintenance.

Burlingwood Cul-de-sac: Superintendent Davidson, "Most of our time has been spent on the Burlingwood cul-de-sac. We should have that finished up late tomorrow. We will dress it up next week and have it open to traffic. Everything went really well, which shocked me."

Sign Replacements: Superintendent Davidson, "We have been changing out street signs."

Bind Weed Spraying: Superintendent Davidson, "We finished all of our bindweed spraying. Daniel covered the entire town. We sprayed for bindweed, and then we also sprayed round-up on Neosho Street and some other curb and gutter streets where the gutter and the asphalt come together. We had grass growing there. We also had some on south HWY 75."

POLICE DEPARTMENT: Update

General: Normal Duties.

Cases: Chief Jones, "We have been dealing with multiple mother/ teenage child disputes. They have gone sideways, and we would up be taking kids out of the home. Had them sent to juvenile intake or doing the notice to appear for them to report to juvenile detention centers for an intake."

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“We have made multiple arrests for narcotic possession. We did two at 4:00 this afternoon right across from Chrisman Hardware.”

City Court: Chief Jones, “We have city court on the 9th, a week from tomorrow.”

Scam Cases: Chief Jones, “We had a female get scammed from Wichita. She met a guy online who told her all about his dog breeding kennel here in Burlington. She paid him \$600 for a dog, and he was supposed to meet her at Hoover's. He never showed. She was quite disappointed. Yet another scam.”

POLICE DEPARTMENT: Nuisance Structure Demolition (302 S 10th.)

Chief Jones, “We had a bid turned in prior to the deadline Monday morning. It does meet the specifications for the bid packet. I recommend that council accepts that bid as bona fide.”

Council Member Lenard, “I move to accept the bids presented as bona fide.” Council Member Scothorn, “I second the motion.” Hearing no further discussion, Mayor Luke called for a vote. Motion unanimously carried, 6:0.

Chief Jones, “We have one bid submitted from Schmidt Excavating for \$4,250.00. That is the only bid that we received on time. What is the council's pleasure?”

Council Member Lenard, “I move to accept Schmidt Excavating’s bid of \$4,250.00 for Nuisance Structure Demolition of 302 S. 10th as being in the best interest for the city.” Council Member Tschantz, “I second the motion.”

Council Member Curtiss, “When does he start on that?” Chief Jones, “I think his bid said within two weeks. Anne, you will have to remind me of exactly his start date.” City Clerk Brown, “September 13th.” Chief Jones, “The bid contract says bid completion within 30 days.” Council Member Lenard, “I know we only have one sole bid, but is that reasonable?” Chief Jones, “It is higher than I was hoping, but with the fluctuation with the fuel cost, I can see part of that.” Council Member Lenard, “And it’s local.”

Hearing no further discussion, Mayor Luke called for a vote. Motion unanimously carried, 6:0.

PARKS DEPARTMENT: Update

General: Personnel have been doing the normal duties: cleaning public restrooms and buildings, building and equipment maintenance, spraying weeds, watering flowers and trees, and mowing.

Downtown Flowers: Superintendent Boyce, “The flowers have survived the heat, but they are not surviving the bugs. Probably by the time the first frost appears, there will not be many flowers left. The treatment for that is to soap all of the leaves to get the eggs off, but I don’t think I have time to soap all of those leaves.”

Hazardous Tree List: Superintendent Boyce, “I am still working on the list of hazardous tree removals. I had trouble getting ahold of one of the property owners, which there are multiple trees on that property. I did get a hold of her this week and got the okay. So, probably tomorrow, I will contact all of the contractors. One of them is already in town working. He and I will go around and look at all of the trees tomorrow to get his quote, and I am not sure when the others will be here. Hopefully, by the next council meeting.”

Johnsongrass: Superintendent Boyce, “I did treat the johnsongrass in the industrial park. There are a couple of areas that didn’t get mopped very well. I did not spray it; I mopped it. We basically just used towels on our spray boom because the johnsongrass is taller than the other grass. We drove through to wet it that way. If I would have sprayed it, all of the grass would have been killed, and then that area would have just been weeds. Hopefully, this works better.”

FFA – Beef Show: Superintendent Boyce, “I was contacted by the FFA. They are wanting to have a beef show which they had one last fall. The first date that they gave to me was October 10th. They are set to come to the next council meeting to get permission to have the beef show. I was contacted again, and they want to have it November 13th and 14th instead of the 10th. In November, I will already have the water off to basically everything in the park except for the 4-H building and Kelley Hall. I really don’t want to bring it back up for the livestock barns for their show.”

Council Member Scothorn, “What was wrong with the 10th?” Council Member Curtiss, “Did they give you a reason?” Superintendent Boyce, “They didn’t think they would have time to get people entered in it.” Council Member Scothorn, “I guess they make time.” Council Member Curtiss, “Yes. Like I told you, I am all for sticking with the 10th.” Superintendent Boyce, “My plan, after last fall, we had been waiting until the first of November. Last year we got in a bind, we got into freezing temperatures right at the end of October, but we already had stuff scheduled. I had to bring the water back up after I had shut it off so it wouldn’t freeze. It takes a couple of days to do all of that.”

Council Member Scothorn, “I’m good with sticking with the 10th.” Council Member Curtiss, “Me too.” Superintendent Boyce, “Okay, do you still want them to come in next council to ask permission, or are we good enough to give them permission now?” Mayor Luke, “Unless someone wants them to come specifically to ask, then no, the 10th is it.”

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FINANCE: Claims Ordinance & Payroll Ordinance

a. Claims Ordinance	2021-17	\$	<u>120,427.50</u>
b. Payroll Ordinance	2021-18	\$	<u>85,630.32</u>
	TOTAL	\$	206,057.82

CLAIMS 2021-17: Council Member Lenard moved to approve City of Burlington Claims Ordinance 2021-17 for the amount of \$120,427.50 for payment of city bills. Council Member Curtiss gave the second. City Clerk Brown, “The larger expenses we have tonight are Clint Boyer Auto Pex \$2,786.22, Core and Main, \$11,003.76, Electricom \$1,852.10, Red Equipment \$4,023.30, and SD Meyers \$1,330.00.” Hearing no additional discussion, Mayor Luke instructed City Clerk Brown to poll Council. All votes were in favor. Mayor Luke declared, “Claims Ordinance 2021-17 passed unanimously, 6:0.”

PAYROLL 2021-18: Council Member Tschantz moved to approve City of Burlington Payroll Ordinance 2021-18 in the amount of \$85,630.32, as presented. Council Member Hall gave the second. Hearing no discussion, Mayor Luke instructed City Clerk Brown to poll Council for a vote. All votes were in favor. Mayor Luke declared, “Payroll Ordinance 2021-18 passed unanimously, 6:0.”

PLANNING & ZONING: Update

General: Zoning Clerk Hugunin, “Normal duties.”

Permits: Zoning Clerk Hugunin, “I attended the last county planning meeting. They basically just wanted to reaffirm with us that our legal description was correct for the extraterritorial to make their zoning regulations match. We have that worked out, and I think everyone is on the same page.”

Permits: Zoning Clerk Hugunin, “I have been working on a few permits.”

City Wide Trash Clean-up: Zoning Clerk Hugunin, “Fall clean up was announced Monday. We will start our clean-up week on October 11th that way that it is scheduled right now. Unless you want to do something earlier like you were talking about at our last meeting.”

Nuisance: Grass: Zoning Clerk Hugunin, “I have been working on some nuisance grass properties. One of them that Chief had been dealing with did get mowed over the weekend. I have had three contacts with people last week. This week three of them are mowed, and one will be mowed by the end of the weekend.”

QUESTIONS/COMMENTS

Mayor Luke, “At this time, I would like to mention that Chief Jones, Jimmy, Anne, and myself had a meeting to look at how we are going to look at and handle nuisance properties. The police department will be handling all vehicles. Jimmy will be handling grass. The department heads that are in the field will help be our eyes on trash. They will notify city hall as to the addresses on the trash. Then we will identify with the notification letters that need to go out and send that out either by mail or by hand. That will give them their ten days, those notices will be given prior to their regular weekly trash pick-up, and they will have at least two trash pick-up days to be able to get it out into the trash. After that, they will be given their request to appear in court.”

Council Member Jasper, “So, if we are going to hand-deliver a letter, who is going to?” Mayor Luke, “That will be done by the Police Department. We are going to do this for 60 days. That is almost to the end of the grass mowing period. It puts us past the county’s trash pick-up period. It puts us past the county’s trash pick-up period. It gives us a chance to get some action in place prior to that. They will be receiving those notifications, and that started today.” Council Member Curtiss, “So, all of those on that list will be notified?” Mayor Luke, “Yes. Most of those have already been notified. The start process is in motion.” Council Member Jasper, “If it comes to anything that could possibly be a controversial issue, I am understanding that our police department is going to handle that?” Mayor Luke, “Yes. That is the only way we can do that.”

Council Member Jasper, “Did we ever talk to the county about anything?” Mayor Luke, “The county set up this particular pick up so that the 16th, the following day, is the third weekend of the month. So, that weekend after our five days will be open for delivery by the citizens that don’t have it out in time or have things we cannot pick up. They will have ample notice that this is going to happen.” Council Member Jasper, “They weren’t in favor of doing extended?” Mayor Luke, “No, they did not want to open it up the weekend before. There is normally nobody there, so they weren’t going to pay for the time.” Council Member Jasper, “I understand.” Council Member Curtiss, “Is this going to go out to everybody in their... what?” Mayor Luke, “It is going to go out in the newspaper, the county publication, it goes out on the county website, it goes out on our Facebook and our website.” Council Member Curtiss, “Can we reduce this and put it in the bills?” Mayor Luke, “I don’t know if it would be readable.”

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Council Member Lenard, "So this is excluding brush, is that correct?" Mayor Luke, "Correct, brush is a totally separate thing. We have a brush flyer that is developed, and that will be going out probably two weeks after the trash pick up to do the brush pick up." Zoning Clerk Hugunin, "I have it on the webpage also and Facebook for brush clean up to be determined at a later time." Mayor Luke, "We will then evaluate after 60 days and see where we sit." Council Member Curtiss, "I can see people putting out their brush right with this." Superintendent Davidson, "They already are." Mayor Luke, "We will see where we sit at the end of 60 days, and by that time, the mowing should be pretty much done and be ready for springtime. Philip doesn't know this yet, but we are going to do an addendum to some of the nuisance ordinances with respect to grass being blown in the streets. That is just going to be an immediate citation. There are no waiting periods or anything on that."

Council Member Jasper, "What distinguishes?" Mayor Luke, "You mow your grass, you blow it in the street, and you leave. You don't do anything else, and it's still there two hours later." Attorney Wright, "Almost like a littering type of thing." Mayor Luke, "It is easy to run your mower down the street and blow the grass back into the ditch." Zoning Clerk Hugunin, "J.J., it is something that we get a lot of calls on here, and I'm sure Chief gets them too." Council Member Jasper, "I'm just trying to distinguish how much grass before we start citing." City Clerk Brown, "It will be very obvious." Council Member Tschantz, "Some places around town have grass blown halfway out into the street, and it just sits there." Superintendent Boyce, "I think the sidewalk should be included in that also." Council Member Lenard, "That is a good point." Mayor Luke, "Okay."

OTHER COMMITTEE OR COUNCIL BUSINESS:

LKM Annual Conference: Mayor Luke, "We have a request to determine the voting delegates for the League of Kansas Municipal Annual Conference." Council Member Scothorn, "Do you still want it?" Mayor Luke, "I will not be at the conference." Council Member Lenard, "Is it going to be virtual?" Mayor Luke, "Right now, it is scheduled to be in person." Discussion of who was available to go took place.

Council Member Scothorn, "I move to appoint Jerilyn Curtiss as City of Burlington's League of Kansas Municipalities Voting Delegate, and Lewis Lenard as Alternate Delegate." Council Member Tschantz, "I second the motion." Hearing no further discussion, Mayor Luke called for a vote. Motion unanimously carried, 6:0.

ORDINANCE 875- 2021 UPOCs, and ORDINANCE 876 - 2021 STOs

Overview: Mayor Luke, "We have our Uniform Public Offense Code and Standard Traffic Ordinance. Doug, is there anything?" Chief Jones, "No, there are no significant changes. This is just the yearly update. I have gone over the yearly fine list with Judge Campbell, and he has approved it. So, we are ready to go."

ORDINANCE 875, Adopting Uniform Public Offense Code for Kansas Cities, Edition 2021: Council Member Scothorn stated, "I move to adopt Ordinance 875, adopting the Uniform Public Offense Code for Kansas Cities, 2021 Edition." Council Member Curtiss, "Second." Hearing no discussion, Mayor Luke instructed City Clerk Brown to poll Council for a vote. All votes were in favor. Mayor Luke declared Ordinance 875 adopted by unanimous vote, 6:0.

ORDINANCE 876, Adopting Standard Traffic Ordinance for Kansas Cities, Edition 2021: Council Member Curtiss stated, "I move to adopt Ordinance 876, adopting the Standard Traffic Ordinances for Kansas Cities, 2021 Edition." Council Member Lenard, "Second." Hearing no discussion, Mayor Luke instructed City Clerk Brown to poll Council for a vote. All votes were in favor. Mayor Luke declared Ordinance 876 adopted by unanimous vote, 6:0.

RESOLUTION

LICENSE

LEGAL DEPARTMENT: Update

Partial Easement: Attorney Wright, "The only thing I have is the partial easement release next door. Both Danny and Jimmy are good with it. Essentially what they are doing is reducing it back to the last 15 feet of the line, and the sanitary sewer kind of angles across a little bit. It is only a maximum of two feet off the line." Zoning Clerk Hugunin, "Yes, if you went out there and looked, it is almost against the fence." Attorney Wright, "it really is against the fence for most of the easement. I have reviewed the proposed release. I am good with it. I don't know what the city councils' pleasure is at this point."

Council Member Scothorn, "I move to approve the partial release of easement as presented." Council Member Hall, "I second the motion."

Council Member Scothorn, "Is the same company still looking at purchasing that property?" Attorney Wright, "I think so, as far as we know."

Hearing no further discussion, Mayor Luke called for a vote. Motion unanimously carried, 6:0.

CITY CLERK: Update

General: City Hall Staff have been busy with customers paying utility bills, many calls and inquiries, preparing work orders, vouchers for bill paying, payroll, and council meeting minutes. For August, we will be sending \$3,199.41 in delinquent accounts to the Kansas set-off program for collections.

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2020 Audit: City Clerk Brown. “I received and accepted the 2020 draft audit from Sean, our auditor. He will be here on October 20 to present the final audit to the council.”

Sales Tax & Revenue Report: City Clerk Brown. “I handed out the sales tax and the utility revenue report. They are both up for the year.”

FEMA Check: City Clerk Brown. “We received the final FEMA check for \$13, 265.62 and that was put into the special improvement fund.”

Closing: City Clerk Brown. “City hall will be closed Monday, September 6 in observation of Labor Day.”

QUESTIONS/COMMENTS

Council Member Lenard, “So we got that FEMA money. Did we reallocate some of the funds from the county yet to where we have a balance?” City Clerk Brown, “We will just pay it out of the county fund.” Mayor Luke, “When we need it, it is in the county fund. We don’t have to move it anywhere.” City Clerk Brown, “We will have to report to the county what we did with that too.” Council Member Lenard, “Is that the first spend, would be that \$20,000, from the county first, or does it matter?” Mayor Luke, “It doesn’t matter. That \$20,000 is available whenever we need it. It is not a time thing.”

REPORT BY CITY OFFICERS:

MAYOR’S COMMENTS:

Coffey County Capital Improvement Plan: Mayor Luke, “Are there any of you willing to be the volunteer or volunteers?” Council Member Jasper, “I was thinking about that while they were talking about it, and I don’t have a problem with somebody on the council, but I also heard somebody within the community too. Let’s all take our time and see if we can rustle up somebody.” Mayor Luke, “Let’s do this. If there is somebody that you feel would be good, let Anne know, and we will bring it up to them to verify whether they are interested or not before we bring any names into public. If any of the governing body wants to be on it too, that’s fine.” Council Member Curtiss, “I think maybe we could have one of each.” Council Member Jasper, “I don’t think that is a bad idea. We can shoot for that goal, and then if we can’t find somebody that we agree on.” Council Member Lenard, “There have been several initiatives outside of this one. There are other people.” Council Member Curtiss, “There were a few interested people at the first presentation down at the 4-H building. Not very many but a few.” Mayor Luke, “Okay, get those to Anne, and hopefully, by next meeting, we can finalize who that might be.”

Video Recording: Mayor Luke, “I contacted the League with respect to videoing meetings. Their recommendation is to put together a resolution identifying what is to be included and whether it is to be live or videoed. Use this as a beta test. There is a possibility of renting equipment instead of buying equipment for the first 90 days, at which point you make a final decision as to whether you purchase something or you do not continue. You can monitor how many people view it. You can publish in the newspaper or any other means that people get into to get the information that it is going to happen. It is just a decision on the governing body’s part if we wish to do it. You don’t have to leave it out there very long. You can leave it out there for five days or five years. It makes absolutely no difference. That is what the League gave. They have no preference whether you do it or you don’t do it.”

Council Member Jasper, “I was talking to a school board member, and I have watched their minutes on YouTube, and they use an iPad. They already had one in inventory. They got it set up on the stand, and it is relatively easy.” Council Member Lenard, “Well, we kind of did the Skype thing for a while, and I don’t know, we may have to add some more cameras or something but to your point, use existing equipment and give it a shot. We will see how many people view it. I don’t know what the county had as a target when they put theirs out if they were looking for so many or the school. We could ask. It is probably worth giving it a shot.”

Council Member Jasper, “Going forward, going back to the iPad thing, if we just purchase an iPad or something and say we scrap the idea, surely an iPad can be beneficial somewhere in the city. I am just throwing out an idea.” Zoning Clerk Hugunin, “I think you can get a camera cheaper than you can get an iPad. There is another thing to consider.” Mayor Luke, “That is what I found out when I contacted the League. There are resolutions that we could get samples of.” Council Member Jasper, “I guess going forward do we need to have our attorney come up with a resolution, or we do that as a council?” Mayor Luke, “Well, the best thing would be for Philip to put the resolution together. The easiest would be to utilize something that the League has and just modify it to our particular needs. Once that is done, then we will determine exactly how we are going to do it.” Council Member Jasper, “So, do we need to put somebody spearheading what piece of equipment we rent, borrow, or buy?” Mayor Luke, “That will be through Jimmy.”

[14] CONTINUATION: September 1, 2021 Burlington City Council Regular Session

FUTURE AGENDA ITEMS:

GENERAL: City Debt - How to fund projects Expense Tracking on Projects Budget 2021 Flooding 5-2019 – Updates	GAAP - Infrastructure Capitalization City/County Grant Funds – Discussion on Matched Funding Council Discussions on Evaluations, Succession Planning, etc. Plan Council Work Session
ELECTRIC DEPARTMENT: Power Plant - Additional Generation	<i>RICE NESHAP 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.
PLANNING AND ZONING Work with Advantage Computers and City Departments to improve Cyber Security Nuisance Structure & Properties: Work with PD FIRM Floodplain Map Changes – Updates Burlington Corporate Boundary Updates on Map (Work with State)	Quarterly Construction Valuation Report Prepare Easements for any City-owned property without one Addition Nuisance Structures for Possible Condemn/Demolish Permits - Building/Zoning/etc.
POLICE DEPARTMENT Nuisances (Work with Zoning Clerk) Voice Stress Analyzer Project	Department Activities and Cases
STREET DEPARTMENT: Concrete St. Repairs/Free State Ct. Replacement/Repair Pavement Management System/Asset Management System	Street improvement Plan, Paving Gravel Streets, Crack Filling, Street Improvements 2020 6 th & Alleghany Project Street Improvements 2020 Asphalt Project
WATER & WASTEWATER DEPARTMENT: Sewer Lagoon Maintenance/	Sensus Water Meter Replacement Updates Storage Building for Dirt -Construction Sewer Lagoons - Analysis (KRWA/funds for dredging) Sewer Liftstations –Flushing Rags, etc.

Mayor Luke declared the meeting adjourned.

Approved by Governing Body and signed by Anne C. Brown, City Clerk