

BOOK 26
October 4, 2023

BURLINGTON CITY COUNCIL REGULAR SESSION 10-4-2023

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, October 4, 2023. Mayor Luke called the meeting to order.

THE PLEDGE OF ALLEGIANCE

ROLL CALL: Stan Luke, Mayor

Council Members present:

<input checked="" type="checkbox"/> Jerilyn Curtiss	<input checked="" type="checkbox"/> Maxi Berryman	<input checked="" type="checkbox"/> Lewis Lenard (President of Council)
<input checked="" type="checkbox"/> Lila Van Horn	<input checked="" type="checkbox"/> Thomas P. Tschantz	<input checked="" type="checkbox"/> Martin Ernst

Superintendents Present:

<input checked="" type="checkbox"/> Kevin Boyce (Parks)	<input checked="" type="checkbox"/> Alan Schneider (Electric)	<input checked="" type="checkbox"/> Mark Davidson (Street)
<input checked="" type="checkbox"/> Doug Jones (Chief of Police)	<input checked="" type="checkbox"/> Danny Hawkins (Water/Wastewater)	

Also Present:

<input checked="" type="checkbox"/> Anne Brown (City Clerk)	<input checked="" type="checkbox"/> Mary Mader (Administrative Assistant)
<input checked="" type="checkbox"/> Philip Wright (City Attorney)	<input checked="" type="checkbox"/> Jimmy Hugunin (Zoning/Grants Clerk)
<input type="checkbox"/> Greg Holmquist (Assistant City Attorney)	<input type="checkbox"/> Kerri Weltha (Deputy City Clerk)

Media Present: Chris Faimon (Coffey County Republican)

VISITORS: Pam Scott, Craig Marshall, Lucas Allen, Salli Stewart, Jay Hale, Hannah Herrick, Zachary Herrick

AGENDA:

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

MINUTES 9/20/2023: Mayor Luke, "You have before you the draft minutes of our regular session of September 20, 2023. Are there any additions or corrections?"

Council Member Curtiss, "I move to approve the draft minutes of September 20, 2023, as modified." Council Member Ernst, "Second." Motion unanimously carried, 6:0.

APPOINTMENT: Pam Scott – Save Plaza Theatre

Pam Scott, "I am here on several fronts. I don't know where to start. I'll confuse you thoroughly, I'm sure. The HEAL (Historic Economic Asset Lifeline) Grant opened again. Fourth go around, you guys gave me a letter of recommendation when the first one came. This one is a lot different. It's ten pages long, and it has a lot of changes. For instance, as the owner of the theatre, I am not allowed to apply for it; I have to have another group or organization 501(c)(3). They recommended the city, county, and art's council; I can't do the art's council because I am the president. So, I came begging again if you would be my organization to apply for that. What it entails on your part would be an EIN number. It's got a section for that and then a letter that both you and I have to sign saying we are going to follow through with this project.

"So, that's one thing. Another thing that has changed is the award is larger. They changed that. They are allowing \$30 per square foot of the total building space not to exceed \$100,000. My building is 50 feet by 100 feet. That is with matching funds. We are approaching fundraisers and other organizations for donations so we can try to get those matching funds in there. The maximum that we can request on this grant is \$100,000. It covers almost everything on my list here. I don't need it for the façade. There are two; the inside is one, and the façade is another. I already have my façade taken care of through the heritage trust fund, and I already have a contractor when the tiles come in, which are ready."

Mayor Luke, "When will this letter be required and the information sent?" Pam Scott, "This grant application closed November 10th, so as soon as we can get on it. I've got everything else from the first one, plus I improved some of the dialogue I had to put because the first one was so fast, and nobody knew what they were doing at that point in time. This is much more organized and more on top of it. This is the timeline that goes along with the

BOOK 26

October 4, 2023

HEAL grant. It is very specific; they did not have this before. There will be site visits, there will be reports, we have to have it done and up and going by 2026.” Mayor Luke, “And they will be working with you on that part?”

Pam Scott, “Yes. I have to fill out all the reports and everything like that. They come and check and make sure that we are following their guidelines. I think that takes care of the HEAL grant. Like I said, we are out fundraising. These guys are go-getters. Also allowed are in-kind donations. For example, we needed a dumpster, and friends have said they have one and we can use it that day for cleanup. I can count volunteer in-kind value as \$31.80 per hour. That's volunteer and then specialized skilled pro bono, that's \$195 per hour. So, anybody that would come and donate – architect donates his time, I'm allowed \$195 if he is doing it pro bono. I already have the architect taken care of, but that's my example.

"This month, I have been a busy beaver, and it's still coming. October 14th, thanks to these guys, we are having a clean-up destruct day. In the architect's drawings, he has shown where parts of the walls, men's restroom, and things like that need to be taken out. So, we are going to work on that to get that out, and we did have a dumpster donated to us. Hannah is planning the fundraiser. She wants to do a photo shoot, and that's on her. I said whatever she wants to do, I am not turning down any dollars, none. So, however, she does that that's her. But she is wanting to do it to help the theatre. February 10, we hope, will be a huge fundraiser for us. That is in the making. We are talking about possibly a dance, auction items, and things like that; like I said, it's in the works. We have a little bit of time coming up."

“Also, on October 11th and 12th, I have a symposium in Salina, it's Kansas Arts Council. I always get information from them on what they are doing and how to proceed. Then October 25th, I have the Kansas Historical Theatre Association I am a member of, and that meeting is at Midland Theater in Coffeyville. That is our quarterly meeting. At that meeting, we will probably be talking about, and you may already be aware of, the STAR Bond Rural Project. Lieutenant Governor David Toland, who is also secretary of the Kansas Department of Commerce, is going to give a presentation to us on that. We will probably be discussing that as well as a couple of theatres. One has already got their tax exemption; they got a property tax exception during the reconstruction of their building. Then, another one is trying for theirs. We will probably be talking about how to advance with that. I have read a little bit about it after I got this email today, so I read a little bit about it to find out how and what. You may be called on to assist with that.

“The tax exemption falls under economic development purposes, so that is to repair buildings, the infrastructure. It's supported by article 11, section 13 of the Kansas Constitution, and the taxes can be forgiven for up to 10 years. Like I said, I have to read more on that. The one that does have that is Harper County Anthony Theater, and the one working on theirs is Warren Opera House in Manhattan. Also, I got busy, and some literature came up in my email about pictures of the theatre that were stored at the historical archives. So, I got busy and found those, and now I know what the inside where the concession stand is all gone. I have pictures of what it was like and what it will go back to. I was excited for that.”

Mayor Luke, “So right now, our key function is support and the filing of the document and a letter that we both sign?” Pam Scott, “Yeah, and if you approve that and help me with that, I can come and meet with Anne or Mary, whoever your tech person is, and sit down beside them because it all has to be done by submittable it's a program that everybody is using now for all of their applications. Do you have any questions?” Council Member Lenard, "Have you talked to the county's economic development? They do some grant -- it seems to me that they may be more appropriate and have the resources to --." Pam Scott, "I haven't been to them yet. They are on my radar. Right now, I am working to get applications filled out for the Holtz Foundation and Floyd Lewis Foundation. I am starting with the ones that have helped me before, and then I'll move on.”

Council Member Lenard, “And you said your clean-up was October 14th?” Pam Scott, “Yes, and it's from noon to four. That is also Boofest, so we ended it early enough that before can get to the Boofest.” Council Member Curtiss, “How long do you think it will take to write up and apply for this HEAL grant as far as if we go ahead and apply for it for you?” Pam Scott, “I've got a lot. The pictures that I have to submit, I already have from that first one. The plan of what is going to happen, I already have that from the first one. So, a lot of that I can just transfer over. I am hoping to have it done by the end of next week. I am hoping." Mayor Luke. "What I would suggest is whatever the document is, get it to Anne or Mary, and we will get it to Philip to make sure there are no

BOOK 26
October 4, 2023

issues with respect to it from our side. At that point, if there are no issues, we will proceed with supporting with the letter, etc., that was done in the past.”

Council Member Lenard, “Is there value running it parallel path with the county as well, or is it one submittal?” Pam Scott, “It’s just one submittal, but I will get a support letter from them also. There is a place where you can put documents in.” Council Member Curtiss, “Do we need a motion for that?” Discussion on what the motion needs to say took place. Attorney Wright, “It’s due November 4th, so you have another city council meeting too.” Council Member Lenard, “It’s going to have to be quick.” Pam Scott, “The specific line item that says a letter signed by both the applicants and building owner that confirms commitment by both parties in the project. I’ve got it starred here somewhere. It asks for your EIN number, too.”

Mayor Luke, “Does it identify commitment? What it means by commitment?” Pam Scott, “No, other than you will do that application. I’ll leave this with you; it has my notes in it and everything, but you can look through it and see what it is. STAR Bond, I talked to you about that, right?” Council Member Curtiss, “Yes.” Pam Scott, “You probably know about that. I’d like to introduce my new friends that are keeping the fire lit under me. Let me tell you. This is Zach and Hannah Herrick, and we might give Zach a big round of applause for his service to us. He does have a purple heart. Hannah hails from Virginia and grew up in Ottawa.” Mayor Luke, “There is a lot of difference between Ottawa and Virginia. At this time, I would accept a motion on the initial discussion.”

Council Member Lenard, "I move that we support Pam Scott of the initiation of the HEAL Grant contingent on legal's review, and it's within our scope to issue it." Council Member Curtiss, "I second the motion." Hearing no further discussion, Mayor Luke called for a vote. Motion unanimously carried, 6:0.

Pam Scott, “Thank you.” Mayor Luke, “So, as soon as you can get with Anne or Mary or whoever is going to be working with you on the document, we will make sure we get information back from Philip to go forward.” Council Member Lenard, “If you can provide some feedback of what you glean from the county, that would be beneficial too.” Pam Scott, “Okay, I will.”

APPOINTMENT: Craig Marshall – School Expansion

Craig Marshall, "Well, good evening. Craig Marshall, superintendent of schools, and Lucas Allen, our board vice president for Burlington Public Schools. First off, I want to say thank you all for your service to the community and city of Burlington. We know your job is not easy, and just want to thank you for everything that you do for us here in the city. Thank you for your service. I also want to say a quick thank you to a number of the people you have working for you, the city; they are just terrific people to work with. We just more recently worked with Alan with the public power week at the middle school event. Danny helped us recently at the Wildcat stadium with some water testing, which was very valuable and helpful. Mark, Kevin, Jimmy, Doug, and his crew, the police force, are all always willing to help us whenever. Just Friday night, we had an unruly fan at the Iola football game there, and one of Doug's finest helped us out there.

"I just want to thank everybody here again. We are very lucky to have these people here working with us together. I appreciate the partnerships a lot with the city, county, the hospital, public library system, rec center, and so on and so forth. We are very blessed to live in Burlington and have a wonderful community. The topic we have tonight, and Lucas and I are going to tag team it a little bit. We have board retreats every year, Wednesday, two evenings for about three hours. We don't go anyplace fancy. We don't go to Cancun or Bermuda or anything like that. We just talk about facilities – long-term and short-term plans, about future, growth, and so on and so forth. So, we do it here locally in our schools and take a tour of our facilities and down at our board office and so on and so forth.

“We have been talking about what our future looks like and the facility needs, especially for us because we are again wanting to have excellent facilities for our students to learn and our teachers to teach. With that being said, the land north of the elementary school has been known as Floral Park. If I am missing anything here, Anne or Stan, or Jimmy, please chime in here. That Floral Park area was deeded to us, but the city retains a right of—ownership is not the right word.” Attorney Wright, "Reentry is the word you're looking for." Craig Marshall, "Thank you very much. Where is if we do anything to that area, we need to get the approval from city council. There are some things in that area that we are looking at, again, future growth, what's going to happen in Burlington and Coffey County, we will probably need some additional space for our schools. Since I have been

BOOK 26

October 4, 2023

here, I have had people talk to me about reintegrating the 5th grade back to the elementary. This was done many years ago, moving the 5th grade to the middle school due to space issues. That is a topic of conversation.

“As well as just having enough space for our students to learn and teachers to teach. So, that land there is very important to us in future planning for us. Does it look like, I'm going to say, add on to Burlington Elementary school as it currently is in that land to the north? Do we, depending on future growth and if that land, if we don't necessarily have that ownership piece of being able to do what we need to do there, do we have to look potentially to look for a different place to maybe have a new elementary school? Those are a couple of different options that we might have to look at in the future. Also, a concern would be, I'm going to say, the pillars in front of the elementary school. Well, I say in front, it's actually the back side of the building because really the front side where you enter the school, the office area, is off of Niagara Street to the south.

“Anyway, those pillars are in bad shape; they are deteriorating. We have concrete buckling underneath there; it's not in good shape or safe. We have lights that once upon a time lit up the pillars that are no longer operational, and quite honestly, we haven't put the money or the resources or the time into those lights because they just haven't been operational for a long time and they don't really have a huge necessity for us—having said that there are some issues with that land and that area that are going to need to be resolved immediately in some way shape or form. Whether it's resolving those defects or issues or if we end up looking at adding on to Burlington Elementary school, we are going to have to have that land, you know, where we can do what we need to do with it and start planning. With that being said --” Lucas Allen, "I got--." Craig Marshall, "Lucas, go ahead."

Lucas Allen, “So, part of what our board discussed was within the deed that we have for the property is our need to come to the council and get approval for what they are referring to it as, the project. I think in the past, that's when everything from the initial project to building the elementary north of what was the Floral Park property to just taking some trees down that were along the street, I think. Craig, you came and talked to them about that. So, with the uncertainty of what is going to happen in the county with growth, we want to be able to move quickly. I know you guys meet twice a month, but we want to be able to move and provide services for our kids in a way that would allow us to go forward without having to come here to ask questions about whether we can add on or if we are going to hire an architect to add onto the building. We don't want to move forward with that and get halfway through and come here and be told no, or who knows what we might get told, it looks great or whatever.

“Or we have a playground now that needs quite a bit of money put into it. To be honest with you, it has parts of it that's not quite safe enough; we have addressed those, but we need to make that better, and the cost of the playground is hundreds of thousands of dollars. So, we want to see if we can address the language in the deed that requires us to come and ask to approve the project from the council. Other asks that we were talking about where it talks about maintaining an open property, we want to maintain an open property. We want the park there; we like that it's probably one of the most used parks in the city. It's big, and the kids enjoy it. We want to maintain that.

“There is also, along with the columns, there is some overhead lighting that doesn't work, and we would like to get those repaired, but financially, we didn't know if it's going to maintain where the city approves what we do if there is any input from the city financially that we could have with addressing the park itself. We are just really bringing the discussion to you guys to see what the future of that place could look like. It's not anything. We just want to be here and be open and honest. We don't know what the plan is or what it's going to look like in 10 or 15 years. But we do know that we don't want to be building a school with kids in trailers for a year while we are waiting. We want to get ahead of that. So, that's what we are asking.”

Council Member Curtiss, "Does the deed address anything as far as Floral Park?" Lucas Allen, "It says it has to be maintained a--." Zoning Clerk Hugunin, "I believe it says a park-like area." Lucas Allen, "Yeah, a park-like area. Appearance of a park accessible to the public in conjunction with its use of real estate as a school facility." Mayor Luke, “Anything that they do has to be oriented towards education, and they want to maintain a public recreation center for anybody.” Council Member Curtiss, “So, you wouldn't be taking the whole Floral Park away?” Craig Marshall, “The land, if we end up adding on, would be quite a bit of that.” Council Member Curtiss, “Would you have to take most of it off?” Craig Marshall, "It's very possible. I am going to say yes, it would be quite a bit of that land. Now, back to maintaining a park-like area, for example, there is that playground area that

BOOK 26
October 4, 2023

sits north and west on the corner; I think that is the playground area that Lucas alluded to. That playground is approximately 30 years old."

Craig Marshall, "We have maintained it as best as we can with some parts and pieces. Those parts and pieces are becoming harder to find, which is understandable. There is going to come a point in time where it's going to be a \$300,000 type playground structure or more if you were to replace it as it is right now. Or do we move that playground area over to where our turf area is, which is just south of our current playground area? It would actually be slightly south and east of the current elementary school off of Niagara Street. If we did that, we would still maintain a park-like area; it just wouldn't be in that northwest corner. It would be more in the southeast corner. It would still be in the framework of that land."

Lucas Allen, "Across from the Methodist Church." Council Member Curtiss, "Okay, thank you." Craig Marshall, "With that being said, if we continue to be there as a school, we definitely want to maintain a playground park-like area because our kids are going to need that to play. The community uses that all the time to play. Good question." Council Member Curtiss, "Okay, thank you." Zoning Clerk Hugunin, "And I will say in the past, they were granted permission to do the last addition up there. I don't know the measurement of it, but I'd say maybe 100 feet into where Floral Park is. It has been granted in the past." Lucas Allen, "And this deed was 1989, and that addition was 1992, so I think that this took place from the start. If you look at old enough pictures, you can see back there that there used to be a sidewalk that was right on the north end before the last addition of the school, and north of that was Floral Park. Right now, our 4th grade wing and our gymnasium sit in it."

Council Member Curtiss, "I do remember that." Council Member Lenard, "How about we get copies of that for the council and get it to Philip to look at." Attorney Wright, "I've already reviewed it." Council Member Lenard, "I think we can make it work." Mayor Luke, "Any issues, Philip?" Attorney Wright, "Well, I don't know what you guys are asking." Lucas Allen, "So, here is what we are asking." Attorney Wright, "You guys don't even know what you're asking." Craig Marshall, "Oh, we do, we do." Lucas Allen, "Our real ask is we want to facilitate and use that property without coming and asking for permission here to use it." Attorney Wright, "So you are asking for the city council to lift the deeded covenant in the deed." Lucas Allen, "Not all of it; there are parts of it where if we don't use it as a school, it goes back to them." Craig Marshall, "Yes."

Attorney Wright, "Because there are two components to this, right? There are covenants in the deed, and then there are contractual obligations. The deeded part, to my recollection, and it's been a week since I've looked at that, and it's been a very long week; it's just that you have to maintain a classroom basically on the property. That was basically the only deeded covenant restriction. The rest of the obligation is contractual as far as the park part of it goes – maintaining an open park to the public that's not fenced. Am I --?" Lucas Allen, "Right, and I have a copy of it right here if you want to see it too." Attorney Wright, "So, you are asking the city council now to basically --so I don't really see where what you are asking has anything to do with them changing the deed or the deed restrictions as far as I can tell. It's hard to say without having something more finite. And you say you want to be able to move fast. Well, this project isn't going to move fast."

Lucas Allen, "No, it's not." Attorney Wright, "In my mind, it might be a little premature without having some kind of a solid idea of where you are heading with this because it sounds like you probably do kind of, but you really don't have any details on where you're heading with it. We are kind of in a catch-22 a little bit without... you're kind of saying we want to be able to do what we want to do. I don't know if that is the position of the city council without saying what it is that you want to do." Craig Marshall, "We are looking at doing one of two things. We know we are going to have future growth. We know we need to add on. For example, if we were to add on to that elementary school right now and we could bring the 5th grade back into the elementary school, that gives us additional space at Burlington Middle School. We take a grade level out of there, three to five rooms; that gives us additional space to grow there. The high school was built for 400 students. We are sitting right at 260 or so. We have land around the high school that, if we have to add a wing, we could. Our high school is in pretty good shape for right now for growth. Our Elementary School is what we are really concerned about."

Attorney Wright, "What this comes down to really is in order for the city council to make an informed decision with regards to what you're doing, they need to have an idea.... I think what it boils down to is how much of the free space of the playground are you anticipating is going to be lost." Lucas Allen, "So, actually, our ask is we don't want the city council to be involved with that. We want to have ownership of the land, the deed--." Attorney

BOOK 26
October 4, 2023

Wright, "I understand that, but there is a contractual obligation at this point." Lucas Allen, "That's why we are here talking about it." Attorney Wright, "With that being said, if you guys, you understand where we are coming from, I don't know if you have reviewed the contract or looked at it, so I don't know if they would be in a position to really do anything today."

Craig Marshall, "We aren't necessarily asking today for anything. What we would like, I'd say in the month of November, we would like to have a response because that is going to move us forward. We are big on, I'm going to say, community advisory communities. We have done that for the Burlington Early Learning Center, we did it for our turf project, and when we had COVID. We handle very open and honest discussions with our framework of our community and our people to make sure that people know where we are coming from and being very upfront, open, and honest with everybody. With that being said, we know, as we understand, with building and construction, it is going to take some time. You are probably going to have six months at least of planning and maybe two years of building if you are going to do some sort of building project."

"With that being said, if we have an answer from the city council here by November, we can start looking to move forward to putting together our community advisory committee and giving them information that we have an opportunity to add on to Burlington Elementary School because the city has allowed us the land or you guys say no you don't want to do that and want to retain the rights. Then we talk to the community advisory committee, and we say we had two options: maybe a new school or adding onto the current school, or we really don't have that land option at our discretion to do what we need to at Burlington Elementary School. So, the thought would then be we would look to having discussions towards a new Elementary school."

Attorney Wright, "I would suggest maybe we should find some middle ground here too, right? I don't know if it would be off the table, but there are contractual obligations there for a reason. There was a reason why that contract was negotiated back in 1989, right? So, I think it would probably benefit the city council to give them a little bit better idea of the direction that you would like to move with." Lucas Allen, "So how are we going to find out what the community wants to do if we don't know if we have land to do it on?" Attorney Wright, "Well, you guys know kind of what you want to do. I would suggest you bring that idea to the council and see if maybe there is some in-between ground here; see if they would allow that." Lucas Allen, "So, come back to get permission again?"

Attorney Wright, "We aren't going to eliminate all of the contractual obligations. Quite honestly, I think there needs to be some research as to why they were there in the first place." Lucas Allen, "Beg my pardon, what's the city council think about it? That's who we are here to talk to, I guess." Council Member Lenard, "You have to remember he is our legal counsel." Lucas Allen, "I understand that." Council Member Lenard, "I believe, I think everybody here would agree that we are open to finding a solution. Okay? I think that's a fair statement." Attorney Wright, "I think you are taking me the wrong way. All I'm saying is they need as much information as possible. You know what you kind of want to do with it. So, let them know what you kind of want to do with it as far as the land that you're taking, and that's going to make their decision maybe easier. I don't know, but I think they are going to want to know what you want to do."

Lucas Allen, "I guess I don't understand the land we are taking. Don't we own the property?" Attorney Wright, "You want to take additional free space away from the space that you have right now to build a building on. That's what I'm gathering." Lucas Allen, "It's our property, correct?" Attorney Wright, "I understand that, but there is a contractual obligation with regards to maintaining the open space, right?" Lucas Allen, "I believe a park-like appearance is what's necessary." Attorney Wright, "Right. So, that's why I am saying if you wanted to share that with the city council, then they would have a better idea of what you are planning to make it easier for them to say, hey, go ahead. Instead of, well, are you going to put buildings on all of it, where are you going to expand, what do you want to do with it? That's all I'm saying because I don't think there is going to be--." Lucas Allen, "Again, I'm going to go back to; the board has asked both Craig and me to come here to get permission to do what we see fit to serve our students at the school. That is talk to our constituents, talk to the taxpayers to see what they want, if we get those lines of communications started and move forward without having to come through the city council to ask permission."

Council Member Curtis, "I can see where it's advantageous to move the 5th graders back down there. They need to be." Lucas Allen, "I agree." Craig Marshall, "The key is when you put the word public in front of anything,

BOOK 26
October 4, 2023

public education, we need the public's view because we truly need to know what they think. I may think one way, and the Board of Education may think one way, but the public may think differently. I guess that is our key point here; we want to be open and honest up front and talk to people. For example, you guys may say we can have the land to do it as you feel free; we may put a community advisory committee together, and they may say they want a new school. We own about 17 acres north of the baseball and softball fields. We could potentially put it there or wherever. We don't have any specific, definite plans in place, but we are thinking, as you can tell. You have to be thinking and moving forward. So, we may ask for that. Our community advisory committee we put together may think of the two options we may need to look for a new school.

"We know if there was an addition, and you can just do some general math. There is going to be a significant piece of that land north of the elementary school. We'd like to put the main office up front there because we feel that's really where the main office should go. We feel like, again, there is going to be classroom space that needs to be added there and maybe a circle drive for safety and so on and so forth. So, the land, there is going to be a significant piece of that property that's just not going to be open land. It's going to have construction on it. The park then would shift obviously to that south area of the playground coming off of Niagara over by the Methodist Church. So, it still would have a park-like appearance and a park for the kids to play in.

Council Member Curtiss, "Do you foresee taking all of that space, like to the sidewalk?" Lucas Allen, "It depends on how you see it. So, my own idea, the 5th-grade wing would go straight from the gym north to the road and create a buffer between us and the jail." Council Member Curtiss "Okay." Lucas Allen, "So, we have playground kind of where it's at now, a buffer between the jail, so there is nothing that school stuff that happens that way. It would all be that way, but that is just my idea. We haven't talked to an architect. We haven't talked with anybody about that. Then maybe a circle drive in there for buses to come in. We also need to address cafeteria needs. Right now, we have three lunches. We have kids eating at 10:45 in the morning and then after 12:30, so that's not optimal. I don't like it."

Craig Marshall, "Our cafeteria is undersized for where we need to be. So, in my mind, we would have a multipurpose type room cafeteria that could be used for indoor recess, gym, PE classes, and cafeteria for lunches and breakfast for the kids. We haven't solicited an architect yet, but that time is coming pretty quickly, as you can tell. When we talk about moving quickly, it's not tomorrow, but we know it's something that we need to look at." Council Member Curtiss, "Okay, do you have three or four 5th grade classes up at the middle school?" Craig Marshall, "Three sections of each grade level." Council Member Curtiss, "So, that would free up three rooms." Craig Marshall, "Well, and a room or two that is used for support services." Lucas Allen, "It's different now where three sections of grade, three teachers, doesn't mean three classrooms anymore. It's more like five." Craig Marshall, "You understand." Council Member Curtiss, "Yeah, I know."

Craig Marshall, "It would free up about five classrooms in the middle school, which would be very helpful." Council Member Curtiss, "Then you would have influx there also. I'm thinking more like a teacher than a councilman." Craig Marshall, "I love it, Jerilyn." Council Member Lenard, "Your overall timeline about November and so then give us time to digest this. We could still make the timeline work, correct?" Craig Marshall, "Oh yeah. If we know something in November. We are going to start to put together our community committee and try to get some--." Council Member Lenard, "Some ex-teachers would be good." Lucas Allen, "Ex-teachers, business owners, property owners, everything." Council Member Curtiss "City council members." Lucas Allen, "Citizens without kids, citizens with kids; we want to hear it all."

Council Member Lenard, "I think we can figure out a solution." Zoning Clerk Hugunin, "I think, kind of what Philip was talking about, something not engineered but maybe just something on the map, just a site plan of what you are proposing could happen. I think that would be visual for the council members to see the area." Council Member Curtiss, "Yeah." Lucas Allen, "So, we talked about if something is not feasible there, another building and a caveat that plays into that is what happens to that building? Our legislature the last year passed a -if school sells buildings they have to give right to first refusal." Craig Marshall, "To the state." Lucas Allen, "The state would get the opportunity to buy that building first. That deed says that if it's not a school anymore, then it reverts back to you. So, that would have to be addressed. I assume we would survey that off, and I assume we would want to give it to the city for a full park and not let the state do what it wants." Zoning Clerk Hugunin, "We would have 50 feet of a school." Lucas Allen, "Right." Craig Marshall, "Exactly." Lucas Allen, "So, that would be something that we may or may not get addressed depending on whatever the final decision is."

BOOK 26
October 4, 2023

Mayor Luke, "I think over the next 30 to 60 days, we can come up with something that would be compatible. At least something that we can present with our direction and thought process." Lucas Allen, "We have a meeting Monday so we can bring back what we have heard here." Mayor Luke, "The concept will be addressed one way or the other." Lucas Allen, "Absolutely." Mayor Luke, "I can imagine the cost of the addition. I can imagine the cost of a brand-new school. With that, if you have to give it to the state and they decide they want it and it sits empty for – it doesn't do anybody any good. We will mull it over and come up with recommendations as to what direction we would propose to go." Lucas Allen, "Thank you." Craig Marshall, "Thank you." Council Member Curtiss, "Thank you."

APPOINTMENT: Salli Stewart – Cancer Support Walk

Salli Stewart, "I am here on behalf of the Coffey County Cancer Support Group. We would like to have a tribute walk. We sell those tribute signs for \$25 in memory or in honor of someone. We do it for the golf tournament. However, not too many people see them because it is just mainly the golfers, and people don't always come out to see them. On November 10th, we would like to have a tribute walk down at Kelley Park, right east of Kelley Hall, if we could, and we would like permission to put the stakes in the ground there, that grassy circle there. It would go from 5:30 to 7:30; people could come and go and be part of the Coffey County circuit, so if somebody wanted to count that towards their circuit, they could. It will be a free event. The only thing really, we just need your permission to have it there and if we could have the Kelley Hall opened up just for if somebody needed to go to the bathroom because I know the bathrooms will be winterized by that time. That's all I really need. I don't know if we will need barricades, maybe a couple, or we might just use our cars to barricade it off to make it simple. Just kind of a simple walk that we can draw attention to the signs that we have sold so people can come and see them."

Mayor Luke, "What day of the week is the 10th?" Salli Stewart, "It's a Friday evening." Mayor Luke, "Kevin, anything that you know of that's going on down there?" Superintendent Boyce, "Not that I know of." City Clerk Brown, "We would have to check the calendar too to make sure the building would be available." Salli Stewart, "Okay, and I don't think many people would use it. We would probably go down there at 3:30 or so to get those stakes put up, and we might put some lights around if we could to make it a little more visible. So probably 3:30 to 8:30 by the time we got them cleaned up as well is what we need the park area for."

Council Member Curtiss, "I move to allow the Cancer Support Walk on November 10th from 3:30 p.m. to 8:30 p.m. and use of the Kelley Hall or 4-H Building if it's available, at no cost." Council Member Lenard, "I second the motion." Hearing no further discussion, Mayor Luke called for a vote. Motion unanimously carried, 6:0.

Salli Stewart, "Thank you very much." Council Member Curtiss, "Thank you."

APPOINTMENT: Hannah Herrick – Fall Festival

Zoning Clerk Hugunin, "You still have Hannah Herrick for the Fall Festival. She was up at the top beside Pam." Mayor Luke, "Oh, to be included with Pam. Okay, Hannah, sorry about that." Hannah Herrick, "That's okay. Well, like Pam said, I'm literally busy doing everything. So, RJ from Good Finds and I and my bakery that I had started have decided that we would like to throw a Hometown Fall Festival event on November 4th from 2:00 p.m. to 8:00 p.m. It's a very fun, nostalgic type of family fun event—something for all ages. We already have Integrity Insurance behind us, saying they will help support us, and we have already talked with some of the local businesses, and they are very excited about it. We will have bouncy houses out there, obstacle courses, and a movie night. The thing is, we need to use all of Kelley Park is what we would like. Then we would like to ask the city if they could sponsor us by helping us with electricity and the trash clean up. So, that's what I'm here about."

Mayor Luke, "With bouncy houses, are you going to have the proper insurance?" Hannah Herrick, "Yes, we already have talked with Integrity Insurance about that, and we have it all taken care of. We can bring in anything that we need to for you guys for that there." City Clerk Brown, "We need a copy of the insurance." Hannah Herrick, "I figured you guys probably did. I will definitely get that for you guys." Council Member Ernst, "This is November 4th; from when to when?" Hannah Herrick, "November 4th from 2:00 p.m. to 8:00 p.m. I know American Legion has their mouse race going on in the Kelley Hall, which I am becoming a part of." Council Member Tschantz, "That will be in the 4-H Building." Mayor Luke, "Kelley Hall might still be open."

BOOK 26
October 4, 2023

Hannah Herrick, "We are really just wanting to use the outside park. That is what we are really wanting to use. We are not looking to use any of the buildings or anything like that, just the outside." Superintendent Boyce, "You would have to have one of the buildings for restrooms. All of the other restrooms will be winterized." Hannah Herrick, "Oh, okay. I'm new. I didn't realize that." Council Member Ernst, "Then what else were you wanting from the city?" Hannah Herrick, "For support with trash, electric, any other clean up that we would need help with." Mayor Luke, "I guess where... Well, we have several outlets and things for the electric side; it would just be--." Hannah Herrick, "The main electric side would be up by where the playgrounds are. Usually, where the bands sit, that is really where the main electric spot that we are looking at to be needed."

Superintendent Boyce, "So, there will be power at the gazebo and power at the transformers to the south of the playground." Superintendent Schneider, "On the west side." Hannah Herrick, "And that would really work for us." City Clerk Brown, "There is someone in the building that day from 11:00 a.m. to 3:00 p.m. So, they would be out from the time she is --." Council Member Curtiss, "2:00 p.m. to 8:00 p.m." Attorney Wright, "Overlap an hour." City Clerk Brown, "Yeah, it would overlap an hour. So, there would be people in it for a little bit, but once they are gone, it would be available. So, what is your thought, Kevin?" Hannah Herrick, "Honestly, I think it's the American Legion who is in there, and I've talked --. Is it not the American Legion?" City Clerk Brown, "Not in Kelley Hall."

Hannah Herrick, "They are in the 4-H Building; we are talking about the other one. I'm sorry. So, yes. I am willing to make whatever we need to make work if we need to down that time or something. Whatever we can make work." Council Member Curtiss, "What exactly do you think as far as clean-up help." Hannah Herrick, "Clean up help as far as if there is any major trash, which obviously I don't expect there to be that whatsoever. Really, it's just taking care of the trashcans, the public trashcans there, and, like I said, the electricity. That's literally all we are looking for."

Mayor Luke, "Well, the trash cans can be made available in the space. Any small debris that's left, if you as an organization would make sure it gets into the trash barrels, then we will take care of it from that point on." Superintendent Boyce, "They need to empty the trash barrels, is what we ask from others." Mayor Luke, "We have the dumpsters and stuff there, right?" Superintendent Boyce, "Yes." Mayor Luke, "Then we relocate the barrels back to where they belong; nobody else knows where they go." Hannah Herrick, "Okay. I understand that." Mayor Luke, "So, what you are actually requesting is to reserve Kelley Park and Kelley Hall once the existing occupant vacates for a period of 2:00 p.m. to 8:00 p.m." Hannah Herrick, "Yes." Superintendent Schneider, "I think it's a good idea for myself or for Kevin to meet with her on-site. That way, we are all on the same page, and we don't come up last minute and you not have what you need." Hannah Herrick, "That works," Council Member Curtiss, "Especially since she's not familiar with it, too." Hannah Herrick, "Yeah, first timer here."

Council Member Ernst: "I move to allow Hannah Herrick to reserve Kelley Park and Kelley Hall for the Hometown Fall Event on November 4th from 2:00 p.m. – 8:00 p.m., after the current occupant vacates, with all fees waived, contingent on receiving proper insurance documents." Council Member Van Horn, "I second the motion."

Hannah Herrick, "I will get all of that to you guys tomorrow even."

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

PUBLIC COMMENTS: None

ELECTRIC DEPARTMENT: Public Power Week

Public Power Week: Superintendent Schneider, "I'll start by reminding everybody that Public Power Week is this week. With that, the city hall staff is having a food drive here at city hall, and we would encourage anybody who is able to donate to please do so for that. Yesterday, we went up to the middle school and visited with the 5th-grade class. They have also colored pictures that came from the American Public Power Association website, and those are posted out front if nobody has seen them. Please look at them.

"We still should be receiving a few more. So, going up there with me were Mayor Luke and Lewis Lenard. I had two linemen, Cody Goracke, and Bill Cole, go up with our bucket truck and our digger truck that we set our utility poles with. Denny Noonan, with our power plant, came out and went out there with us. I don't know if they

BOOK 26
October 4, 2023

really enjoyed me talking so much, but the kids really loved those trucks, and they had a really great time up there. Everybody did a fantastic job, and I appreciate those that went up with me to do that."

ELECTRIC DEPARTMENT: KPP Energy Conference

KPP Energy Conference: Superintendent Schneider, "Last week, myself, Lewis, and the mayor attended the KPP Energy conference. That was last Thursday and Friday. KPP has a lot of things going on throughout the member cities. They are working on at least ten major projects, and they all are going to help decrease costs to those utilities local towns, especially it's going to benefit the Kansas Power Pool and also the reliability of our systems."

"We will have a rate forum in November to get an exact idea of what 2024 energy costs are going to be. It looks like those wholesale rates are going to be favorable. That's what I got from the conference. It was a really good conference."

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.

Line Maintenance: Superintendent Schneider, "We have been working on the north end of town for a line that needed to be replaced. Basically, it came off the highway up to the Stukey property. We rerouted that from the junior high north and up, and we cut our materials under half, being able to go that route. That is complete and cleaned up. All the old poles are backfilled, and we have turned it back over."

New Service: Superintendent Schneider, "We put a new electric service into a new structure at 14th and Potomac Street."

Tree Trimming: Superintendent Schneider, "The men are doing some tree trimming."

Personnel Training: Superintendent Schneider, "The apprentice linemen are preparing and taking their final test. So, at the next council, we will have one apprentice lineman ready to advance from first to second-year apprentice. The council after that, we will have our other first-year apprentice ready to advance to second-year apprentice."

Line Maintenance: Superintendent Schneider, "We got a call yesterday that a line was down at the county shop. I had a rider with me, Lewis, who happened to be visiting with me with some things that are going on in the department. So, we went down there, the linemen went down there, turns out it was a telephone drop. When the road grader hit the telephone drop, it tugged on the pole that actually ties into their service pole. The ground rod electrolysis had deteriorated so badly down to a fine pencil point. We did get that anchor switched and changed yesterday before quitting time."

ELECTRIC DEPARTMENT: PRODUCTION Update

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

Reports: Superintendent Schneider, "We did submit our monthly resource accuracy report through KPP Energy."

Generation Project: Superintendent Schneider, "The men are still working. We have two men on site currently; the building is buttoned up tight, they are doing some welding, and they are getting some conduit for the electricians when they come in from the control panel over to the cooling towers. They have that conduit in place, and they are working in the basement as well."

Council Member Ernst, "Are we still kind of on the same time frame that was talked about at the last council?" Superintendent Schneider, "Yes. As far as I know, it hasn't changed. I have not seen Larry in the last few days, but he will be around, and we will sit down and have some more conversations as well to make sure we stay where we need to be."

WATER AND WASTEWATER: Distribution Update

BOOK 26
October 4, 2023

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, attending safety meetings, customer call-outs, and concerns.

Fire Hydrant Replacement: Superintendent Hawkins, “We did get a replacement fire hydrant over at 15th and Potomac. So, we have that done.”

Water Leak: Superintendent Hawkins, “We repaired a small service leak at 14th and Des Moines.”

Meter Replacements: Superintendent Hawkins, “We got a few meters put in the ground as well, so we have been working in between those.”

WATER AND WASTEWATER: Production Update

General: Superintendent Hawkins, “The plant is running fine.”

Equipment Maintenance: Superintendent Hawkins, “We had a situation on the number two rural intake pump. We couldn't get it to ramp up the correct speed for some reason. We got ahold of our IT guy. We didn't know if it was a VFD issue or what. Come to find out, we ended up having to contact Douglass Pumping. They came in with a crane and lifted it. It was a stick that got inside the cage area, but it looks like something has hit the cage and somehow damaged it. We went ahead while it was pulled out, and we totally replaced it and welded it all back up together. Kyle, again, I want to thank him. The same guy that was here for the sludge press, and he got in there and did it in super-fast time. We had it back in the river intake in about four hours, and it's already up and going. That went really well. He also helped with the back well-holding basin pump. He replaced some gaskets on it. So, we killed as many birds with one stone that we could. It's up and running.

“The guys are still working on building the sludge pump and putting in the new rebuild kit on it.”

Water Usage Reporting: Superintendent Hawkins, “Due to the drought that we have going on, the Kansas River Water Assurance District is requesting that we notify Doug Haney of our water usage that we have been pumping from the river weekly.”

ELECTRIC DEPARTMENT: KPP Energy Annual Membership Voting Delegate

Council Member Lenard, "I move to appoint Alan Schneider as City of Burlington's KPP Committee Meeting Voting Delegate, and Stan Luke as Alternate Delegate." Council Member Ernst, "I second the motion." Hearing no further discussion, Mayor Luke called for a vote. Motion unanimously carried, 6:0.

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, tree trimming, fixing and replacing street signs, and truck and equipment maintenance.

Culvert Replacement: Superintendent Davidson, “We replaced a drive culvert at 6th and Kennebec.”

Barricades for Event: Superintendent Davidson, “We set up barricades for the car show on 3rd street.”

Crack Sealing: Superintendent Davidson, “We spent most of our time crack sealing in the southwest part of town.”

Sink Hole: Superintendent Davidson, “We had a call about a sinkhole at 7th and Cumberland. We found that the culvert had rusted out. We replaced that this morning.”

Drainage Issues: Superintendent Davidson, “The property owner to the north of our shop mentioned we were running our surface water over on his property. He wasn't upset with it, but he mentioned it because it is causing a problem for mosquitos. So yesterday and today, we went in and cut a ditch on his property. Our property line at the shop, the north fence, is the property line, so we didn't have any place to put the ditch, so that is the reason we are on private property. We should finish that up tomorrow if it doesn't rain this evening.”

POLICE DEPARTMENT: Update

General: Chief Jones, “We are staying busy still.”

BOOK 26
October 4, 2023

Activities/ Cases: Chief Jones, "Arrests for driving under the influence. Arrested an individual for causing a disturbance at the hospital's rehabilitation center. The judge signed a 48-hour affidavit on that person and set a cash bond. They are unlikely to have made bond, and next week's court might be interesting. Juvenile runaways."

Phone System Replacement: Chief Jones, "We have been having trouble with our phone systems at the police department. We went ahead with MT Networks. They actually came in yesterday and installed a new phone system across the board for us. They had that all done in one day. Ryan said that was the quickest and simplest phone system install he had done. So, hopefully, when the final invoice with that comes in, we are hoping that will be a positive factor."

Personnel – Open Position: Chief Jones, "The young man that council hired at the last council meeting worked a whole six days for us and resigned. In his interview with us, he stated that he no longer had the drive or the motivation, that it wasn't his calling, and it wasn't the job for him anymore. I now have a position open. I'd like councils' permission to advertise open until filled."

Council Member Lenard, "I move to allow Chief Jones to advertise for a police officer until the position is filled." Council Member Curtiss, "I second the motion." Hearing no further discussion, Mayor Luke called for a vote. Motion unanimously carried, 6:0.

Nuisance: Properties/Vehicles Update: Chief Jones, "We have worked a couple of nuisance properties. Actually, did the formal 10-day letter on a couple of properties Jimmy has been trying to get some results out of. They have until next Wednesday, I believe, or their ten days are up. They got personal service on Friday the 29th, so their ten days will be up Wednesday just in time to bring them to court the next day if they don't get anything done."

QUESTIONS/COMMENTS

Code Enforcement Officer: Council Member Berryman, "We would like to follow up on that draft proposal that we submitted at the last council meeting for a part-time seasonal code enforcement officer. We had asked for some input. So, are there any questions, comments, or ideas on that position?" Council Member Lenard, "I wasn't here last time, but I know we had a working session one time that we talked about staffing allocations, whether it was Doug or Jimmy." Council Member Curtiss, "This person would be responsible for both the nuisance and the weeds." Council Member Berryman, "Yes, correct. It wouldn't be replacing them. It would be a support person for them. Approximately 20 hours a week, give or take, flexible schedule because they might need night time. Like if we have a proposed hotel that's coming to town and talking about growth of the schools, we got to be proactive."

Council Member Lenard, "I get all that proactive stuff, but having somebody that has the right skill set for that is my concern. The other thing, just like what we went through tonight, we are at the end of our seasonal stuff here." Council Member Berryman, "Correct." Council Member Lenard, "So, is there a timeline urgency to act on this?" Council Member Berryman, "We were looking hopefully to start with the 2024 season because this year is a wash." Council Member Lenard, "Because I am probably not an advocate of a part-time person. I don't think that's very effective. If we have no timeline urgency, then I would propose that we table it and have a working session." City Clerk Brown, "And it hasn't been budgeted to add that other person in for a salary." Council Member Lenard, "I think there is a little more to it."

Council Member Berryman, "Well, what we are asking today is, is this something that is even worth wasting our time on to move forward with because I don't know how often you drive around and I don't know if people come up to you but I have a lot of people that have a lot of issues with nuisance properties. If we are moving the industries and stuff in here and stuff." Council Member Lenard, "So, I would advocate – I wouldn't say you're wasting your time because all of this stuff has value. I would say let's put it on a potential of a work session." Council Member Berryman, "In the what future?"

Council Member Lenard, "Whenever we have our next work session. And I'll follow up with that because I was talking to Jimmy too because a lot of times with the nuisance properties there are things going on with the homeowners that we don't know. I don't remember who it was, Jimmy, that somebody else was taking care of this property for the lady, and they hadn't. So, I went over and knocked on the door and talked to them and found out that one of their family members passed away. I mowed everything I could on this property. I got my mower

BOOK 26
October 4, 2023

stuck several times in the ditches. There are instances when we don't know what's going on with these people. They can't take care of their property."

Council Member Berryman, "And I understand that, but is that the exception, or is that the rule, you know?" Council Member Lenard, "I'm just saying you can't just make a rule. There is a little bit more diligence we need to do. I think Jimmy and Doug do that. I asked him about going up and knocking on somebody's door if it would do any good for me, and some he said yes, and some he said no. I think it is something I would advocate to put it on the agenda to talk about later, especially going to have to look at the funding." Council Member Berryman, "And I know that is a question because the budgets are already in place." Council Member Lenard, "And before COVID, we had a lot of dialogue about volunteer groups and the school to do some things. I was visiting with Stan last weekend about some different things we can do. I think there are some other options."

Mayor Luke, "I wouldn't throw the concept away." Council Member Curtiss, "No, I wouldn't either." Mayor Luke, "It needs to be there, but we can bring up the other options as well in the work session. We will get that scheduled for some time." Council Member Lenard, "This year." Mayor Luke "In November."

PARKS DEPARTMENT: Update

General: Personnel have been doing the normal duties: cleaning public restrooms and buildings, and building and equipment maintenance.

Mowing: Superintendent Boyce, "We have been mowing and spraying weeds."

Watering: Superintendent Boyce, "We have been watering flowers and trees. Watering flowers has slowed down this week. Monday, I pulled everything out of the concrete flower pots. We removed the pots that were downtown and the hanging at Kelley Park at the gazebo. I still have the hanging baskets downtown; they are holding on, so we will see what happens."

Tree Trimming: Superintendent Boyce, "We have been trimming trees and shrubs."

Car Show: Superintendent Boyce, "We delivered and picked up trash cans and picnic tables for the car show downtown on 3rd street over the last weekend."

QUESTIONS/COMMENTS

Disc Golf – Restroom: Council Member Berryman, "At the beginning of the season, if I remember right, wasn't a restroom going to go up where the disc golf...?" Superintendent Boyce, "Yes, I am still doing that. I'm still studying the type of building that I want to put in there." Council Member Berryman, "So, it's not going to happen this season?" Superintendent Boyce, "Probably will not happen this season." Council Member Berryman, "Thank you."

Winterize Public Restrooms: Council Member Van Horn, "So, when do you normally winterize the public restrooms?" Superintendent Boyce, "First week in November or sooner, depending on the weather. My goal is the middle of October because a couple of years ago, we got caught where we had stuff scheduled in the park, and it came in below freezing, so I had to winterize and then bring it back up because stuff was scheduled. When you start doing that, then you are going to miss something, and you're going to have frozen lines to replace. I don't want to go to that spot because it's going to be expensive." Council Member Van Horn, "Well, I'm grateful that the ones at the Caboose don't get winterized; that they stay open all year. I think that is a good thing." Superintendent Boyce, "Yes."

FINANCE: Claims Ordinance & Payroll Ordinance

a. Claims Ordinance	2023-19	\$	<u>146,146.79</u>
b. Payroll Ordinance	2023-20	\$	<u>100,538.60</u>
	TOTAL	\$	<u>246,685.39</u>

CLAIMS 2023-19: Council Member Curtiss moved to approve City of Burlington Claims Ordinance 2023-19 for the amount of \$146,146.79 for payment of city bills. Council Member Lenard gave the second. City Clerk Brown, "The larger expenses we have tonight are Brenntag Southwest \$5,665.60, Chemquest \$5,497.00, Core and Main \$6,839.52, and RW Vaught \$32,500.00." **Hearing no discussion, Mayor Luke**

BOOK 26

October 4, 2023

instructed City Clerk Brown to poll Council for a vote. *All votes were in favor. Mayor Luke declared, "Payroll Ordinance 2023-19 passed unanimously, 6:0."*

PAYROLL 2023-20: *Council Member Tschantz moved to approve City of Burlington Payroll Ordinance 2023-20 in the amount of \$100,538.60, as presented. Council Member Ernst 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 2023-20 passed unanimously, 6:0."*

PLANNING & ZONING: Update

General: Zoning Clerk Hugunin, "Normal duties."

City Hall – Phone Replacement: Zoning Clerk Hugunin, "Kind of like Chief, we are starting to have some issues with our phones. They are the same brand and about the same age. They have met their life expectancy, apparently. I talked with MT Networks today. They are getting us a quote."

City Hall – Server Upgrade: Zoning Clerk Hugunin, "Still working with Advantage Computer on the server room on the upgrades that need to be done there."

School – Floral Park Meeting: Zoning Clerk Hugunin, "We did have a meeting last week with the school, and that was over the topic tonight."

Nuisance: Grass/Weeds Update: Zoning Clerk Hugunin, "Still going after people to mow their yards. I have one that has been a repeat, and it just sold. Someone else bought it up and is cleaning it up. That is going to help a little bit there. I don't have very many. I just added two more to my list today. So far, it is looking a lot better out there on the grass. Of course, the grass is dying, so that helps."

OTHER COMMITTEE OR COUNCIL BUSINESS

LEGAL DEPARTMENT: Update

General: Attorney Wright, "Normal duties."

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 September, we will be sending \$267.43 in delinquent accounts to the Kansas set-off program for collections.

Flu Shots: City Clerk Brown, "We are still offering the flu shots for employees. You just need to go to the health office, present your insurance, and whatever the insurance doesn't cover, they will send the bill to us, and we will cover the rest."

Reports: City Clerk Brown, "You have the sales tax and utility revenue reports in your packet."

League Conference: City Clerk Brown, "I have handed out the registrations for the League Conference this weekend in Wichita."

Employee Appreciation Picnic: City Clerk Brown, "We have set the employee appreciation luncheon for October 11, which is next Wednesday here at city hall in the back."

School Expansion – Floral Park: City Clerk Brown, "I also sat in on that meeting with the school."

REPORT BY CITY OFFICERS:

Council Member Lenard, "To also add to Anne's, we had our policy Zoom call today. So, we are supposed to have a draft back by December 1st. She said we were 50% complete. It is taking shape, but after however many years, like they were talking about the grounds at the school, it definitely needs maintained because we don't have pagers and a lot of stuff." Council Member Curtiss "The meeting went quite well. It really did for the most part."

MAYOR'S COMMENTS

Old Sewer Plant: Mayor Luke, "Last meeting, I gave out the information concerning the appraised value of the old sewer location down behind Strawder's by the river. I wanted to see what your thoughts would be on what

BOOK 26
October 4, 2023

you would consider a selling price. The appraiser appraised it at \$19,950.00. My question is, what direction do you choose to go?" Council Member Curtiss, "What would be closing costs and costs associated with determining the easement? What's a ballpark figure for that?" Mayor Luke, "Closing costs would probably be in the neighborhood of \$500. Danny, any idea?" Superintendent Hawkins, "I am still waiting on Geotech to get back with me. Tomorrow, Alan is going to help me on another line. I'm hoping we can wrap up all of that; then I can find out what Geotech is going to charge us for that." Mayor Luke, "We don't have a final answer." Council Member Curtiss, "So, we don't really know that then."

Council Member Ernst, "Is it something we can wait until we know the total cost is going to be?" Mayor Luke, "Yeah, we haven't done anything since April. I don't know if he has removed his crops or not." Superintendent Hawkins, "He has that is why we have been out there. I can call Geotech tomorrow and have them give me a ballpark. That's not a problem." Council Member Curtiss, "Yeah." Mayor Luke, "Just to get an idea. We can delay until the next meeting." Council Member Curtiss, "Okay, thank you."

FUTURE AGENDA ITEMS:

GENERAL: City Debt - How to fund projects Expense Tracking on Projects Budget 2024	GAAP - Infrastructure Capitalization City/County Grant Funds – Discussion on Matched Funding Council Discussions on Evaluations, Succession Planning, etc.
ELECTRIC DEPARTMENT: Power Plant - Additional Generation	<i>RICE NESHAP Compliance</i>
PARKS DEPARTMENT: Events in Parks (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 Grass: Work with PD FIRM Floodplain Map Changes – Updates	Quarterly Construction Valuation Report Prepare Easements for any City-owned property without one Permits - Building/Zoning/etc. Burlington Corporate Boundary Updates on Map (Work with State)
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 2023 Asphalt Project
WATER & WASTEWATER DEPARTMENT: Sewer Lagoon Maintenance/	Sensus Water Meter Replacement Sewer Liftstations –Flushing Rags, etc. Sewer Lagoons - Analysis (KRWA/funds for dredging)

Mayor Luke declared the meeting adjourned.

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