

BOOK 26
June 19, 2024

BURLINGTON CITY COUNCIL REGULAR SESSION 6-19-2024

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, June 19, 2024. Mayor Luke called the meeting to order.

THE PLEDGE OF ALLEGIANCE

ROLL CALL: Stan Luke, Mayor

Council Members present:

Jerilyn Curtiss (President of Council)

Maxi Berryman

Cara Mays

Lila Van Horn

Nathan Strawder

Martin Ernst

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: Steve Gifford

AGENDA:

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

MINUTES 6/5/2024: Mayor Luke, "You have before you the draft minutes of our regular session of June 5, 2024. Are there any additions or corrections?"

Council Member Curtiss, "I move to approve the draft minutes of June 5, 2024, as presented." Council Member Ernst, "Second." Motion unanimously carried, 6:0.

APPOINTMENT: Steve Gifford – Block Street

Steve Gifford, "I am here again to block off St. Lawrence Street between 7:00 p.m. and 11:00 p.m. on the 4th of July. With that, I acknowledge that the only thing I am asking permission for is to have the street blocked off, and I am happy to answer any questions."

Mayor Luke "Are you using the city's blockades or your own?" Steve Gifford, "City's." Mayor Luke, "Okay, Mark?" Superintendent Davidson, "Yes, sir." Mayor Luke, "So, that's from 7:00 p.m. to 11:00 p.m. on July 4, 2024." Steve Gifford, "Correct."

Council Member Ernst "I move to approve Steve Gifford's request to block a portion of the 800 block of St. Lawrence Street on July 4th, 2024, from 7:00 p.m. to 11:00 p.m." Council Member Curtiss, "I second the motion." Hearing no further discussion, Mayor Luke called for a vote. Motion unanimously carried, 6:0.

Steve Gifford, "Thank you for your time."

APPOINTMENT: Bobby Skipper – No Show

APPOINTMENT: John Terry – Kwikom Pole Attachment Agreement – Cancelled

PUBLIC COMMENTS: None.

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.

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APPA Conference: Superintendent Schneider, “I’d like to start by saying thank you to the governing body for allowing me to attend the APPA conference from June 8th through the 12th. I will say it was a great experience. It was very educational and it was very pretty up there.”

Tree Trimming: Superintendent Schneider, “The men are doing a lot of tree trimming.”

Personnel – Training: Superintendent Schneider, “The apprentice linemen are testing on the chapters.”

Protective Equipment Testing: Superintendent Schneider, “Every year we go through dielectric testing of our hoses, blankets, trucks, and everything. That is a mandatory thing. Last Thursday afternoon and Friday, Protective Equipment Testing out of Great Bend was here to conduct that test for us. It went very well.”

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, “The men are completing plant reports.”

Painting: Superintendent Schneider, “They are still painting and making good progress.”

Power Supply Maintenance: Superintendent Schneider, “We are doing a little bit of substation maintenance and industrial park substation DC power supply checking batteries and making sure those systems function as they should.”

Generator Testing: Superintendent Schneider, “On June 27th, we will have Donna Oehm with Power Plant Compliance perform our emissions testing on our new generator #7. That is a requirement. After this time, I believe that will be every fifth year.”

Finance Meeting: Superintendent Schneider, “I also attended that finance meeting on Monday the 17th.”

QUESTIONS/ COMMENTS

Coffey County Jail Project: Council Member Ernst, “Was that transformer set?” Superintendent Schneider, “No, and the transformer was delivered for the jail project last Thursday. They are not ready for that yet. We are probably looking at, just guessing, --. The roof isn’t supposed to be put on until December is my understanding, at the earliest. Until they get it weathered and closed in, they will not need permanent power, so we will keep supplying them temporary services on the north and south sides of the project.” Council Member Ernst, “Thank you,”

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

Water Service: City Clerk Brown, “They are working on installing a water meter service at Flint Court.”

Equipment Maintenance: City Clerk Brown, “C&B Equipment came and installed the rebuilt Gorman Gupp pump at lift station #1 and pump #2.”

Flow Testing Fire Hydrants: City Clerk Brown, “They have been doing fire hydrant flow tests for the fire department’s ISO reporting.”

6th Street Waterline Project: City Clerk Brown, “The 6th Street waterline project has completed the pressure testing and passed the bacteria samples. So, they will start installing the customer’s water meter service.”

WATER AND WASTEWATER: Production Update

General: Normal duties. The plant is running well. Water usage at the plant is averaging around 550,000 gallons a day.

WATER AND WASTEWATER: Personnel Evaluation

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City Clerk Brown, “We have an annual evaluation for Tim Nusessen. He said that Tim has done a great job this past year. His electrical skills have helped save time and money at the water plant and the sewer pump stations. He has been very dependable. Danny is recommending a 5% merit increase for him.”

Council Member Van Horn, “I move to accept Tim Nusessen’s personnel evaluation as presented, and to grant a pay increase to \$23.77 per hour, effective June 22, 2024.” 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.

Alley Maintenance: Superintendent Davidson, “We have been working on alleys.”

Tree Trimming: Superintendent Davidson, “We have been doing quite a bit of street tree trimming.”

Hazardous Trees: Superintendent Davidson, “We removed a hazardous tree at 11th and Juniatta.”

Driveway Maintenance: Superintendent Davidson, “We have been working on driveways.”

Vehicle Repair: Superintendent Davidson, “We also had TFMComm Radio Company come down. We were having issues with our truck radios. We ended up sending one radio back to Topeka to have it repaired.”

Ditch Maintenance -Riprap: Superintendent Davidson, “We also hauled in 170 tons of four-inch riprap. We had a request to do something with the ditch between 6th and 7th on Kansas Street, and the only thing we could really come up with was riprapping. We worked on it Monday and Tuesday of this week and finished it up.”

Equipment Repair: Superintendent Davidson, “Yesterday wasn’t a very good day. We had our skid steer develop a hydraulic leak. It needed to go to Iola to the shop. It is going to be out for about two weeks. The same thing with our track hoe; it developed a hydraulic leak on one of the cylinders. We took it to Topeka today, and it is going to be out for approximately a week and a half. Those are the two pieces of equipment we use most.”

Street Cleaning: Superintendent Davidson, “We had a report of wheat being spilled on Neosho Street from 16th to the elevator. We went and cleaned it up today.”

Tree Limb Disposal: Superintendent Davidson, “We had a good-sized tree limb that broke out of a tree early this morning or last night, whichever. We will be cleaning that up in the morning.”

QUESTIONS / COMMENTS

2024 Street Improvements Projects: Mayor Luke, “Do we know when they are going to be starting Cross Street?” Superintendent Davidson, “Oh yes, I’m sorry. They moved in on Monday. They were going to start today; due to the rain, they will start tomorrow. They will probably get most of it milled out Thursday and Friday and put a base coat down Monday, are their projections. From there, they will go ahead and start on 6th Street from Niagara to Housatonic. They will do a block on Alleghany from 4th Street to 5th Street. Then, they will finish out the intersection at 6th and Alleghany to get everything all tied together. They will probably be here for another two weeks.”

POLICE DEPARTMENT: Update

General: Chief Jones, “Normal duties.”

Activities/ Cases: Chief Jones, “We arrested an adult male for an animal cruelty charge. We arrested an adult female for domestic violence. We have been assisting with some Sheriff’s Office calls. We still are working juvenile calls, doing welfare checks, and other normal calls.”

Nuisance: Properties/Vehicles Update: Chief Jones, “I visited with Maxi yesterday. We compared some lists of nuisance properties. She gave me some that I had not currently been working on. We have now made in-person contact with four of those. We took photos and started doing the background research on identifying all of the other ones on that list. A couple of them have already been mowed--.”

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Council Member Berryman, "I drove by that one, and it's beautiful." Chief Jones, "I added a couple of others. I got a hold of tomorrow's paper and started looking through that, and the county attorney has a tax sale scheduled, and some of the properties we have dealing with are on that tax sale. So, good news there. Hopefully, it works better than it did last time. There is a protest date on there of mid-July, but it doesn't have an actual date for the sale. I didn't see it anyway."

QUESTIONS / COMMENTS

Nuisance: Properties/Vehicles Update: Council Member Berryman, "The white toilet." Chief Jones, "I'm going to have to disagree with you on that one, Maxi, and I have photographs if anyone else wants to see them." Council Member Berryman, "That's not yard art. That's a previously functional toilet stuck outside with a skeleton." Attorney Wright, "I want to see the picture." Council Member Berryman, "And this is not open to vote. This is between Chief and me." Attorney Wright, "Oh gosh, okay." Chief Jones, "I don't know if that is considered yard art, a political statement, or a sense of humor." Attorney Wright, "I like it, Maxi." Chief Jones, "It's also an individual's private property. It's not something that is offensive, disagreeable, deteriorating, or admitting an offensive odor, is what I have to go with on city code."

Council Member Van Horn, "Well, it's better than a mattress or a couch on the front porch; I'll tell you that." Chief Jones, "That is true." Council Member Berryman, "I've seen it in all its glory. Thank you, Doug."

PARKS DEPARTMENT: Update

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

Mowing and Spraying: Superintendent Boyce, "Most of our time has been spent mowing and spraying weeds."

Watering: Superintendent Boyce, "We have been watering flowers and trees."

Nuisance: Grass/Weeds Update: Superintendent Boyce, "Last week, we mowed two nuisance properties since the last council meeting: 825 Shea and 1110 LaMoille."

Chief Jones, "Which is one of the properties on the tax sale." Attorney Wright, "On that property, we have the special assessment sent to the county, so when they do the tax sale, do we get that back?" Chief Jones, "Our assessments are put on the tax rolls, and whatever it sells for, we are like any other creditor." City Clerk Brown, "We should get those back, yes." Attorney Wright, "Okay, because if not, we need to do it before the tax sale." City Clerk Brown, "Have you just recently mowed those?" Superintendent Boyce, "Yes." City Clerk Brown, "Okay, do we have the bills for them?" Superintendent Boyce, "I have not billed for them yet." City Clerk Brown, "Typically, we give them 30 days, then if they don't pay it, we usually wait until September for special assessments, but if they are going to be sold, we can send it ahead of time." Superintendent Boyce, "This is our second time mowing. We have already sent them a bill." Attorney Wright, "I was just saying to stay on top of it because we know they are going to be sold so we can get out reimbursement." Chief Jones, "There are like three years, at least, of mowing yards." City Clerk Brown, "And Kevin, you'll get with me and let me know which ones those are for sure, and we can get the other bill out." Superintendent Boyce, "Yes, I'll get them in this week."

QUESTIONS / COMMENTS

Flowers: Council Member Curtiss, "Oh, the reunion was this weekend - the high school or--." City Clerk Brown, "Alumni." Council Member Curtiss, "There were two or three people that remarked about the flowers along main street. I wanted to tell you that." Superintendent Boyce, "Thank you."

July 4th: Mayor Luke, "Then we will have the regular set up on the 4th of July?" Superintendent Boyce indicated yes. Mayor Luke, "Okay, because it will be too late at the next meeting to mention that." Superintendent Boyce, "We will drill the holes the morning of the 3rd if you would relay that to Roger; down at the park at 7:00 a.m. on the 3rd." Mayor Luke, "On the 3rd, okay."

FINANCE: Claims Ordinance & Payroll Ordinance

a. Claims Ordinance	2024-12	\$	404,821.44
b. Payroll Ordinance	2024-13	\$	<u>114,726.56</u>

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TOTAL \$ 519,548.00

CLAIMS 2024-12: *Council Member Curtiss moved to approve City of Burlington Claims Ordinance 2024-12 for the amount of \$404,821.44 for payment of city bills. Council Member Ernst gave the second. City Clerk Brown, “The larger expenses we have tonight are Brenntag Southwest \$12,156.44, Kansas Power Pool \$199,130.31, and Midwest Electric Transformers \$81,195.60.” Hearing no discussion, Mayor Luke instructed City Clerk Brown to poll Council for a vote. Mayor Luke declared, “Claims Ordinance 2024-12 passed, 6:0.”*

PAYROLL 2024-13: *Council Member Curtiss moved to approve City of Burlington Payroll Ordinance 2024-13 in the amount of \$114,726.56, as presented. Council Member Strawder gave the second. Hearing no discussion, Mayor Luke instructed City Clerk Brown to poll Council for a vote. Mayor Luke declared, “Payroll Ordinance 2024-13 passed, 6:0.”*

PLANNING & ZONING: Update

General: City Clerk Brown “Normal duties.”

Nuisance: Grass/Weeds Update: City Clerk Brown, “He has sent out a couple of letters for grass nuisances. Yards he has been looking at have been mowed, and he had the ones that Kevin mowed.”

City Hall – Front Sign: City Clerk Brown, “The part for the sign out front did come in, and Jimmy spent all day the other day working. Coffelt Signs came in one day and put the part in. Jimmy was in the next day, and he worked with them off and on all day long. They could not get it running. They have ordered a new part and have expedited it. It’s all under warranty. We still have no idea when that is going to come in. He worked all day on that trying to get that running, and it just wouldn’t connect.”

Advantage Computer - Security Cameras: City Clerk Brown, “We have the security cameras in. There is one out front here, one in the lobby, a couple out back, and then one clear out back, too. Those are in and working.”

ORDINANCES – 906 Fees for Nuisance Abatement

City Clerk Brown, “We have had the fees for this set; this is for nuisance abatement. They have been running \$150 for one hour, and then it has the administrative fee of \$150 attached to it. We would like to raise the mowing fee to \$300 an hour. So, we are asking that that be amended.” Council Member Strawder, “What is the reasoning behind it or numbers behind it or just some background on it?” City Clerk Brown, “It’s been sitting that way for a long time. Sometimes, people just let them go because they think it’s better for the city to mow it. We are just trying to deter that so that they would take care of their own properties.”

Attorney Wright, “I think the last time it was addressed was 2017. I think it was set the same amount prior to 2017. That’s just the most recent information I have on that.” City Clerk Brown, “And for cost purposes also. It just takes more time, fuel, and equipment, and stuff like that.” Council Member Van Horn, “Sure would make me want to mow my own.” Council Member Strawder, “There wasn’t an actual cost analysis or anything then?” Mayor Luke, “No. It’s more of a deterrent, so people will do their own.” Council Member Strawder, “I understand that. You could put whatever on there, and I think some people just aren’t going to do it because it goes straight to the taxes and that type of thing. I worry about the people that can’t afford it. They can’t afford to take care of their lawn in the first place and then get further behind because of this. I was just wondering if there was any – the reasoning behind the numbers or if it was just strictly a number.” Mayor Luke, “As far as I know, it was just a number.”

Council Member Curtiss, “I think that we have a lot of lawns to mow that are the city’s property and whatever, and the use of our mowers and whatever also have to be taken into consideration.” Council Member Strawder, “I agree 100%.” Council Member Curtiss, “We have those habitual ones all the time that don’t care. They will spend that \$150, so maybe these will deter them a little.” City Clerk Brown, “And then they never know for sure what they are getting into in the lawn either. There could be things in there that they have to go and clean up before they can even mow or that they hit with their equipment, and then it tears up the equipment.”

Council Member Strawder, “I was just curious without any type of cost analysis; I mean, it might be a reality that it should be \$450 an hour or...you know. That was the only reason.” Council Member Curtiss, “And usually, I asked, they usually take about an hour to mow unless they really have to get out and, you know, move stuff.”

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Council Member Curtiss, "I move to adopt Ordinance 906, Amending Chapter 1, Administration, Article 8, Fee, Section 1-812 – abatement of nuisance property." Council Member Van Horn, "I second the motion." Mayor Luke instructed City Clerk Brown to poll Council for a vote. Ordinance 906 passed, 6:0.

LEGAL DEPARTMENT: Update

General: Attorney Wright, "Normal duties."

Training: Attorney Wright, "I attended the spring session of the attorney association of Kansas CLE on Friday. It is about a six-hour CLE. They talked about everything from I don't know what to getting into grant programs and stuff like that."

Schedule: Attorney Wright, "I will not be here for the July 17th meeting. So, if anybody has any questions for me for July, you might want to get it to me early. I will be here on July 3rd for that meeting."

OTHER COMMITTEE OR COUNCIL BUSINESS

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.

Landscaping: City Clerk Brown, "Steve Strawder was here and did our grooming and clean up out front again. It always looks so nice after he does that for the landscaping."

2025 Budget Meeting: City Clerk Brown, "We held the initial finance budget meeting on Monday so we can really start digging into the budget and going from there."

Annual League Conference: City Clerk Brown, "I did hand out to you a flyer on the annual league conference for the fall. It's in Wichita this year. Registration starts on July 1st. If you would like to go, please let me know so I can get you registered and get hotel reservations set up for you. The fall conference is Friday of that week but there is no information out on it yet."

Attorney Wright, "The fall meeting will be that Friday. I guess sign me up. I would encourage everyone to. It's a great meeting. They have a lot of great information, and they give you the up-to-date stuff on what's happening. If you can attend that, I think it would be worth your time."

City Hall - Closed: City Clerk Brown, "City Hall will be closed on Thursday, July 4th for Independence Day."

REPORT BY CITY OFFICERS:

Nuisance: Properties: Council Member Berryman, "I've got one thing. When Doug and I were talking yesterday, besides the properties, I asked him the average cost of taking down a condemned structure. His budget only really allows for two structures. Is there someplace that he can get additional money, like a general fund? Because two structures to take down is so insignificant. Is there someplace that his department can pull extra money from so he can be more aggressive in what he does?"

Mayor Luke, "The budget that we have everything is set by line item with designation, and if we want to increase in the next budget years, that has to go before the governing body with the regular budget. There is nothing in the budget for 2024 that goes beyond the two structures." City Clerk Brown, "There is a special fund for this in itself, a special improvement fund. We have been putting \$10,000 a year in it, but depending on the size of the structure and the property and what is going on, we never know how much it's going to cost either. Before, it hadn't been being funded. It dwindled down to nothing, but we have started putting --."

Council Member Berryman, "Is this something Doug can pull against?" City Clerk Brown, "That is where it's paid out of." Mayor Luke, "That is what it's for." City Clerk Brown, "That's specifically what it's for." Council member Ernst, "So we are saying it cost \$5,000 to remove a structure?" Chief Jones "About." City Clerk Brown, "It's probably more than that." Attorney Wright, "We send them out for bids, and I think the last one was around \$5,000. The answer to that question is if you want to up the mill levy, you could get all the money you want for tearing houses down, but I'm not sure that would be good, but anyway. That is your guys' decision to make."

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Tires Cleanup: Council Member Berryman, “And one more question too, this was months ago, I brought up about picking up tires. You were going to check it out, or did that fall by the wayside?” Mayor Luke, “So far, they have not agreed to the fact for us to be able to deliver without us paying.” Council Member Berryman, “And what would we have to pay?” Mayor Luke, “Depending on the size of the tire was anywhere from \$3.50 to \$17.00, depending on whether it’s tractor tires or big truck tires. Regular passengers were less than \$5.00, I believe, per tire.” Council Member Berryman, “Wouldn’t that be advantageous to the city if we could pull 50% of these tires.” Mayor Luke, “Well, advantageous in the fact that they would be gone from the city, yes.” Council Member Berryman, “It would help it look better because Doug is stuck on what he can take down.” Mayor Luke, “I guess we can do ‘what we want to,’ legally--.” Council Member Berryman, “Why can’t you say car tires if nothing else because what I see is average size.” Mayor Luke, “The question then will be --.” Council Member Berryman, “Then you’ll have someone throw out a big one, I know.” Mayor Luke, “Then it’s a matter of if they don’t throw them out, we can’t go get them.” Council Member Berryman, “True, but that’s what I’m saying if we got 50% of what’s out there.”

Council Member Van Horn, “So, where are these tires?” Council Member Berryman, “On everybody’s lawn. Come to my part of town. Pick a street, any street.” City Clerk Brown, “We just cannot go in on their property and retrieve them.” Council Member Berryman, “Not what I’m saying. Put it out far enough, like with the utility bill saying that there will be a tire pick up just like you do for the fall clean up and spring clean up and stuff.” Council Member Van Horn, “And if we do that, then nobody is going to pay to get rid of their own tires. They are going to save --.” Council Member Berryman, “We will tell them it is a one-shot deal. It will not happen again. Just like with the mowing, if people will pay the \$150, they may not pay the \$300. We tell them up front this is a one-time deal. Get rid of your crap.”

City Clerk Brown, “We do that every year.” Mayor Luke, “Twice.” Council Member Berryman, “Not for tires.” City Clerk Brown, “But they have free – well, they don’t have free dumping for that at the landfill, but they have free --.” Council Member Berryman, “But not tires.” Council Member Strawder, “I would be curious if there is something that could be worked out, maybe not with the landfill or whatever, but like with what you’re saying. I think that there is a way because we want it to be known that it’s not--.” Council Member Berryman, “A lifetime. It’s a one-shot deal to help people.” Council Member Strawder, “But I also wonder if there aren’t maybe tire recycling places that can take it or not. I remember back long enough ago if you had a semi-load of tires, they would actually pay you for the tires type of thing.” Council Member Berryman, “Oh, sweet.”

Council Member Strawder, “Now, it takes a bunch of tires to get that.” Council Member Berryman, “We got them in my end of town.” Council Member Strawder, “There could be potential there or something, or even if it is a matter of trying to get enough tires to be able to do that, it could be partnering with county or other jurisdictions or whatever to be able to hit that. I can tell you that out at our farm, I used to drive in the demo derby and other trucks and stuff. We got bunches of tires.” Council Member Berryman, “You’d fill a semi.” Council Member Strawder, “They are out there because they do cost to get rid of.” Mayor Luke, “I know Lewis’ has to pay to have their tires from their station. Chris Bahr has to pay for tires.” Attorney Wright, “I think it’s a federal fee. I don’t think there is any way around the fee. I think the people that dispose of them are required to charge it.”

Mayor Luke, “I’ll make another shot at it. I don’t think we will get it... I’ll use the word free.” Council Member Berryman, “Well, I don’t expect that, but a Kmart special would work.” Attorney Wright, “So, what happens if you do offer a tire pick up on a one-time shot, somebody like Nathan here has a pile of like 400 tires sitting out there, and we end up having to spend thousands of dollars to get rid of tires? I think there might be some risk in that. They are a pain to get rid of.” City Clerk Brown, “And budgeting for it.” Council Member Berryman, “I know that. Also, people complain about nuisance properties, the junk that’s out there, why can’t we do a one-shot deal and help the people?” Attorney Wright, “That’s what I’m saying. I don’t know what the risk is. We don’t know what the financial risk is on the city because the city is going to have to pay for the disposal of the tires, and we don’t know what that is.”

Council Member Berryman, “Correct. But like Nathan was saying if you could get the county to go in on it or something.” Council Member Strawder, “Even then, that’s part of the program. You’re going to maybe do your research and figure out those types of parameters. It might be the first 500 tires. If it costs us \$2.00 a tire or whatever, it is to take it out to the dump. The first 500 tires and they have to be off the rim. You know, put parameters on it because this is a service.” Council Member Berryman, “Correct.” Council Member Strawder,

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“You know that we are offering. It’s \$1000, you know, type of thing. I agree that you don’t want to just have--.” Attorney Wright, “Don’t just open it up.” Council Member Strawder, “Then anybody could come. You put a limit per how many --.” Council Member Berryman, “Per household.” Council Member Strawder, “I think there’s some thought process I definitely think something like this could be possible.”

Attorney Wright, “The other factor is that you want to make sure you put citizens of Burlington.” Council Member Berryman, “But see, I like that putting a limit, say 10 per household, because some of these people do have a yard full.”

Council Member Van Horn, “Personally, I just pay to get mine done when I get new tires. Thought that was a personal responsibility deal myself, but apparently not.” Council Member Berryman, “Thank you, Nathan.” Council Member Strawder, “I would agree with that, but I think there is probably a possibility there. What that looks like, I think, probably, I don’t know, maybe you could look at beyond tires, even looking at some of the items that are not picked up during dump week and that type of thing that maybe there is some. Even if it is at a fee for the city, as long as we are putting parameters on it, we can control budgetary, you know, type of thing.” City Clerk Brown, “We tried to do that with our clean up, and the parameters don’t work because they are put out there and they don’t follow them.” Council Member Berryman, “Just take the tires and leave the rest of the crap out there.” Council Member Strawder, “It’s just the type of thing, I would agree with that there's got to be a possibility of some type of program that could be put together.”

Mayor Luke, “Okay, we will do some more checking and see what we can come up with.”

MAYOR’S COMMENTS:

KS Department of Wildlife and Parks – Mussels: Mayor Luke, “At the last meeting, we discussed the contract for the study by the Department of Wildlife and Parks for the mussels. We discussed it, and Philip has looked at the agreement and thought everything was fine with it. I was under the impression from all of our discussions that we had had on it that we had a motion made to sign it once it was approved. That is not correct. We had not had a motion. We just had several lengthy discussions. So, tonight, we have the actual contract from the Department of Wildlife and Parks, and I would accept a motion to authorize City Clerk Brown to sign it.”

Council Member Van Horn, "I move to authorize City Clerk Brown to sign the Kansas Aquatic Species Conservation Agreement and the land owner's agreements for the Safe Harbor Agreement Program by the Kansas Department of Wildlife and Parks." Council Member Ernst, "I second the motion." Hearing no further discussion, Mayor Luke called for a vote. Motion unanimously carried, 6:0.
Mayor Luke declared the meeting adjourned.

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