

**MEETING AGENDA**  
**La Cygne City Council**  
**April 7, 2021**  
**Meeting Place: La Cygne Community Building**

**Thank You** for **Not Talking** during the meeting until recognized by the Mayor. If you wish to be scheduled on a future agenda, Please contact the City Clerk by Friday preceding the meeting.

**1) CALL REGULAR MEETING TO ORDER (7:00 P.M.)**

**2) PUBLIC HEARING – CONDEMNATION 602 N. 5<sup>th</sup> Street**

- ✓ Codes Officer Tina Fenoughty and Intern Allison Fox have completed the procedures for recommendation to condemn the house located at 602 N. 5<sup>th</sup> Street. Resolution 429 was published for a hearing today on abatement of certain conditions in violation of the nuisance codes of the City of La Cygne, KS. (White Page 5)

**3) MAYOR’S COMMENTS:**

**4) CONSENT AGENDA:**

Action Item: Motion to approve consent agenda;  
Minutes of March 17, 2021 City Council Meeting; (White Pages 6-15)  
Check Register: March 18 – April 2, 2021; (White Pages 16-18)  
Check Register: April 3 – April 7, 2021. (Blue Page 5)

**5) DISCUSSION FROM THE FLOOR:**

*Individuals, not scheduled on the agenda, are afforded an opportunity to participate in the meeting. Individuals may address the Council for a period not to exceed five (5) minutes. The Governing Body is not required to take action on requests and may schedule them for consideration at a future meeting.*

**6) SPECIAL PROJECTS:**

**WATER TREATMENT PLANT SETTLING PONDS (Midwest Engineering)**

Soil sample results from Terracon were sent to Midwest Engineering for review. City Attorney Harding has reviewed letters to send to the property owners located on the East side of the site location for the new settling pond. CC Wade mailed the letters out on April 1, 2021. ~~Dan Caltrain, from Midwest Engineering will present the PER cost and plans for the new settling pond.~~ Discuss the Performance Bond Administrative Policy. (Blue Page 6)

**SEWER REHABILITATION PROJECT (BG Consultants)**

Paul Owings, BG Consultants, and PWS Nasalroad continue to review options for sewer main extensions on 4<sup>th</sup> Street and Grand Avenue. They are reviewing options which would not install the new sewer main under 4<sup>th</sup> Street.

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### 6) SPECIAL PROJECTS:

#### KDOT CCLIP (BG Consultants and CFS Engineer)

CC Wade reached out to Jason Hoskinson, BG Consultants, about meeting with the Street Committee on April 21, 2021 prior to the City Council meeting.

#### SEWER LAGOON ANALYSIS: (Bartlett & West)

Bartlett & West has completed Task 1 and a portion of Task 2.

### 7) REPORTS OF CITY OFFICERS:

- ✓ City Attorney – Burton Harding
- ✓ Police Chief – Tina Fenoughty (Blue Page 7-8)
- ✓ Codes Officer – Allison Fox (Blue Page 9-10)
  - 612 N. 8<sup>th</sup> Street, March 15 was the last day for owner to complete the demolition as ordered by the City of La Cygne pursuant to Resolutions 422. The City may proceed with demolition. (At the Table)
  
- ✓ Public Works Department – Dan Nasalroad (Blue Page 11)
- ✓ Fire Chief – Dan Nasalroad
- ✓ City Clerk – Jodi Wade (Blue Page 12)
- ✓ Treasurer/Court Clerk – Connie Gore (Blue Page 13)

### 8) REPORTS OF COUNCIL COMMITTEES:

- a] Water & Gas-----Danny Curtis ----- Keith Stoker
  - ✓ February 2021 Gas invoice from KMGa in the amount of \$350,950.84. (White Page 19)
  - ✓ Resolution No.\_\_\_\_ temporarily modifying Chapter XIV, Article 3, Section 14-238(a)(4)(B) the rate for customers outside three-mile territorial limits. (White Page 20)
  
- b] Street -----James Thies ----- Jerome Mitzner
  - ✓ (Postponed until Fall 2021) RFP for Stormwater Master Planning.
  
  - ✓ (In Committee review) Finkle Williams architect is working with a Civil engineer on possible solutions to present to the La Cygne Library board and the City to review regarding the pooling water on the North side of the library.
  
- c] Sewer-----James Thies ----- Thomas Capp
- d] Park-----Danny Curtis ----- Thomas Capp
- e] Cemetery-----Danny Curtis ----- Thomas Capp
  - ✓ (In Committee review) Chapter XI. Public Property, Article 1. Cemetery regulations
  
- f] Public Safety-----Jerome Mitzner----- Keith Stoker
  
- g] Community Building----- Danny Curtis ----- James Thies

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### 8) REPORTS OF COUNCIL COMMITTEES CONTINUED:

- h] Employee Relations & Training-----Jerome Mitzner----- Keith Stoker
  - ✓ (Postponed until Spring 2021) Ethics/Public Service Training.
  - ✓ Update from those who attended the City Officials training on March 19, 2021.

### 9) SPECIAL COMMITTEE REPORTS:

- a] Emergency Management – None
- b] Swanfest Committee – None
- c] Planning and Zoning Commission – Unapproved March 11, 2021 meeting minutes. (White Pages 21-24).
  - ✓ Schedule a workshop for the Council and Planning & Zoning to discuss the structure of the Commission, Board of Zoning Appeals and Zoning Administrator
- d] La Cygne Community Park Board - None

### 10) UNFINISHED BUSINESS:

- a] Ordinance No. \_\_\_\_ annexing land to the City of La Cygne, Kansas – **TABLED UNTIL April 21, 2021 meeting.**
- b] Resolution No. 02-17 regarding maintenance of streets within the Linn County Industrial Park, La Cygne, Kansas. **TABLED UNTIL April 21, 2021 meeting.**
- c] Employee Policy & Guidelines: Employee Pay scales and evaluation procedures for the City of La Cygne. (**Tabled until Summer 2021**)
- d] Water Conservation plan review. (**Tabled until Summer 2021**)

### 11) NEW BUSINESS

- a] Street Use Agreement for S. Railroad Street from KS Hwy 152 (Market St) down to Sycamore Street for a 1-year period. A letter will be sent to all property owners along the West side of S Railroad street and those on the East side of 3<sup>rd</sup> Street. (Blue Page 14)

*Action needed: Motion to approve the agreement*

- b] Court Assigned Attorney: Per K.S.A. 12-4405, the code of procedure for municipal courts provides that counsel must be appointed for an indigent accused person if the municipal judge has reason to believe that if found guilty, the accused might be deprived of his or her liberty. The denial of counsel will preclude the imposition of a jail sentence. When the trial begins, the judge must be aware that no imprisonment may be imposed unless the accused is represented by counsel or has waived counsel in writing. Court Clerk Gore sent out Request for Proposals to several attorneys. Only one attorney responded, Stephanie Kice, at a rate of \$250 - \$350/case.

*Action needed: Motion to contract with Stephanie Kice*

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### 11) NEW BUSINESS CONTINUED

c] Diehl, Banwart, Bolton contract to perform the Audit of the 2020 financials, in the amount of NTE \$6,780 for the standard audit services and approximately \$2215 to perform the Single Audit of the City's federal grants. (Blue Pages 15-22)

*Action needed: Motion to approve Mayor to sign the contract*

### EXECUTIVE SESSION: (Examples at the Table)

a] I move the city council recess into executive session to discuss \_\_\_\_\_ pursuant to \_\_\_\_\_. The open meeting will resume in the city council meeting area at \_\_\_\_\_ p.m.

### 12) OTHER BUSINESS:

a] Financial Audit is scheduled for April 19, 2021.

### 13) NOTES AND COMMUNICATIONS TO COUNCIL:

a] League of Municipality Municipal Training Institute Classes.

- ✓ Municipal Finance: April 16, 2021, 9am to Noon.
- ✓ Planning & Zoning Course: May 4, 2021, 8:30am – Noon.
- ✓ League's Leadership Summit and Mayor's Conference: June 18-19, 2021 in Lawrence.

### 14) ADJOURNMENT: