

# **Record of the Proceedings of the Governing Body**

## **RESCHEDULED REGULAR MEETING**

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**February 26, 2025**

### **REGULAR MEETING:**

The La Cygne City Council met on Wednesday, February 26, 2025 at the La Cygne Community Building. Council Members present were: Thomas Capp; David Brenneman; and Keith Stoker. ABSENT: Jerome Mitzner and Ed Smith.

Others in attendance included, but not limited to: City Attorney Burton Harding (via Zoom); City Clerk (CC) Jodi Wade; Police Chief Zachary Mathies; Public Works Superintendent (PWS) Dan Nasalroad; Linn County Newspaper, Tony Furse; Linn County Journal, Roger Sims; and Emil Wilson.

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

Pledge of Allegiance by Mayor Debra Wilson

### **MAYOR COMMENTS:**

Mayor Wilson recognized two businesses in La Cygne which have closed their doors. Family Café, a long-time family-owned restaurant in La Cygne, has closed their doors. Mayor Wilson thanked the family members who have worked endlessly over the years to provide a warm, welcoming atmosphere for folks to enjoy a good home cooked meal. Mayor Wilson also recognized Reyo's Ice Cream and Sandwich shop which also closed their doors. Reyo's have provided a very fun and excentric atmosphere for our community to enjoy while dining on fresh prepared sandwiches and ice cream. Reyo's also created a place where young adults could hang out and socialize. Our community will miss both businesses.

### **CONSENT AGENDA:**

#### **❖ Motion to approve Consent Agenda:**

#### **Council Member Capp motioned to accept the Consent Agenda.**

Minutes of the February 5, 2025 Council Meeting;

2025 January Budget Report;

2025 January Treasurer's Report;

Check Register: February 1, 2025 – February 13, 2025;

**Motion seconded by Council Member Stoker, voted on, passed 3-0(Brenneman abstained)**

### **DISCUSSION FROM THE FLOOR:**

None

### **REPORTS OF CITY OFFICERS:**

#### **POLICE CHIEF ZACHARY MATHIES**

Chief Mathies arrived shortly after the start of the meeting and did not have the reports on hand for the department stats. Chief Mathies requested an executive session.

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### **REPORTS OF CITY OFFICERS CONTINUED:**

#### **POLICE CHIEF ZACHARY MATHIES**

##### **❖ Motion**

**Council Member Capp motioned to go in to executive discussion for 10-minutes for non-elected personnel matter to review applications and to return to the council table at 7:44pm. Motion seconded by Council Member Stoker, voted on, passed 3-0. 7:34pm**

Others in attendance: CC Wade and Police Chief Mathies

### **OPEN SESSION RESUMED AT 7:44pm:**

##### **❖ Motion**

**Council Member Capp motioned to hire Kurtis West as a Full-time Police Officer (3-5yr experience), pay based on current Admin. Policy No. 33 employee scale and prior year service credit for benefits effective March 17, 2025. Motion seconded by Council Member Stoker, voted on, passed 3-0.**

##### **❖ Motion**

**Council Member Capp motioned to hire Brandon Lewis as a Part-Time Officer effective March 17, 2025. Motion seconded by Council Member Stoker, voted on, passed 3-0.**

#### **PUBLIC WORKS SUPERINTENDENT (PWS) DAN NASALROAD**

PWS Nasalroad reported his crew has been busy moving snow. The dump truck had issues and would not start. It was towed to a service center. The current work performed consisted of new batteries and a new fuel tank which was reported as being full of rust. The total to date for repairs is \$5082. PWS Nasalroad wanted to advise the council and will present the final invoice once the repair has been completed.

PWS Nasalroad reminded the council the new employee will start on Monday, March 3.

#### **FIRE CHIEF - DAN NASALROAD**

Chief Nasalroad stated Hofer & Hofer & Associates has been performing some of the repairs as defined after the warranty walk-thru. The repairs to concrete will be handled once the freezing temperatures subside.

#### **CITY CLERK – JODI WADE**

CC Wade presented Purchase Order No. 2025-05 for (5) new Pole Mount Christmas Decorations. The current wreaths have had issues the past couple of years with tripping the GFIs and would be better suited to install at a lower location in the park for easier maintenance. CC Wade presented either a snowman or candy cane or mixture of both. Council reviewed.

##### **❖ Motion**

**Council Member Capp motioned to approve Purchase Order No. 2025-5 for (5) 7' Snowman for \$3,770 + \$275 freight from Main Street Designs. Motion seconded by Council Member Brenneman, voted on, passed 3-0.**

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### **SPECIAL PROJECTS:**

#### **SEWER REHABILITATION PROJECT (BG CONSULTANTS)**

As-Built (hard copies/electronic), CCTV, Inspection Records and Maps have been received from BG Consultants for the Sewer Main Improvement Phase of the Sewer project. Council Member Capp asked about Phase 3. CC Wade indicated she reached out to Abby Mills, BG Consultants, for an update on proceeding with the lift station improvements. No response to date, CC Wade will reach out again this week.

#### **KDOT CCLIP (KILLOUGH CONSTRUCTION/CFS ENG/BG CONSULTANTS)**

None

#### **WATER TREATMENT PLANT IMPROVEMENTS:**

CC Wade and PWS Nasalroad, upon full review with MW Engineering Group of the Statement of Work, presented the scope of maintenance work to be performed in this phase of the Water Plant Improvement project. This phase will consist of replacement of existing River pumps, plumbing through the plant, removal of the old Carbon Room and installation of a by-pass around the contact basin. All is work is general maintenance and replacement. Council Member Capp inquired if the work would modify the current GPM of the plant. PWS Nasalroad made the indication of current pipes having build up within causing a 6" pipe to be realistically operating as a 4" pipe, so he expects to see some improvement by replacing the current piping. The Statement of Work quote from Starbuck Trucking, LLC is in the amount of \$455,000. CC Wade explained each line item, highlighting the replacement of the river pumps with submersible pumps is the biggest priced item at \$250,000. The pricing for a new flash mixer in the amount of \$25,000 is only necessary if any issues are found with the current mixer when it is moved. The price range of \$5,000 - \$10,000 on the piping is contingent upon the pipe being pigged or replaced. CC Wade reviewed the funds within the Utility Reserve and Capital Outlay for the Water Fund in the 2025 budget. CC Wade indicated the \$455,000 would be utilized from the Utility Reserve fund and the estimated amount of \$57,000 for MW Engineering consultation and maintenance observation would be utilized from the Water Fund Capital outlay.

#### **❖ Motion**

**Council Member Capp motioned to approve the Statement of Work from Starbuck Trucking, LLC in the amount of \$455,000 for the maintenance work to be performed on the Water Plant and \$57,000 budgeted amount from MW Engineering Group for consultation and maintenance observation as needed. Motion seconded by Council Member Brenneman, voted on, passed 3-0.**

### **REPORT OF COUNCIL COMMITTEES:**

- a] **Utilities Committee:** None
- b] **Street Committee:** None
- c] **City Facility Committee:** Workshop will have to be rescheduled.
- d] **Public Safety Committee:** None
- e] **Employee Relations and Training:** None

### **SPECIAL COMMITTEE REPORTS:**

**EMERGENCY MANAGEMENT:** None

**CHAMBER OF COMMERCE –** None

**PLANNING & ZONING COMMISSION (PZC):** None

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### **UNFINISHED BUSINESS:**

#### **402 S BROADWAY – CONDEMNED GARAGE TO BE REMOVED**

City Attorney Harding had reached out to the property owner again. The property owner indicated she had no reason to attend the meeting to revisit the conversation and the city could present any paperwork regarding her property for her to review. City Attorney Harding indicated he could draft an agreement to convey deed in lieu of collections for the property located at 402 S. Broadway for the Council to review and then submit to the property owner.

#### **COMPACTOR DRAFT AGREEMENT**

The revised draft as presented was reviewed by the City Council. No comments or discussion was held.

#### **❖ Motion**

**Council Member Capp motioned to approve the presented agreement to be entered by and between the Board of County Commissioners of Linn County, Kansas and the Governing Body of the City of La Cygne that the Parties will provide and maintain household waste Compactor Site for the convenience of all Citizens of the County. Motion seconded by Council Member Brenneman, voted on, passed 3-0.**

### **NEW BUSINESS:**

#### **RESOLUTION NO. ENABLING FEES ESTABLISHED BY THE CITY AND REFERENCED WITHIN THE CODE OF THE CITY OF LA CYGNE, KANSAS**

#### **❖ Motion**

**Council Member Capp motioned to Resolution No. 479 enabling fees established by the city of referenced within the code of the City of La Cygne, Kansas. Motion seconded by Council Member Stoker, voted on, passed 3-0.**

### **EXECUTIVE SESSION:**

#### **❖ Motion**

**Council Member Brenneman motioned to go in to executive discussion for 10-minutes for non-elected personnel matter for an individual employee's performance and to return to the council table at 8:08pm. Motion seconded by Council Member Capp, voted on, passed 3-0. 7:58pm**

Others in attendance: CC Wade and City Attorney Harding

### **OPEN SESSION RESUMED AT 8:08pm:**

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### **EXECUTIVE SESSION:**

#### ❖ **Motion**

Council Member Capp motioned to go in to executive discussion for 5-minutes for non-elected personnel matter for individual employee performance and to return to the council table at 8:14pm. Motion seconded by Council Member Stoker, voted on, passed 3-0. 8:09pm

Others in attendance: CC Wade

### **OPEN SESSION RESUMED AT 8:14pm:**

#### ❖ **Motion**

Council Member Capp motioned to go in to executive discussion for 10-minutes for non-elected personnel matter to review applications and resume and to return to the council table at 8:27pm. Motion seconded by Council Member Stoker, voted on, passed 3-0. 8:17pm

Others in attendance: CC Wade

### **OPEN SESSION RESUMED AT 8:27pm:**

#### ❖ **Motion**

Council Member Capp motioned to go in to executive discussion for 6-minutes for non-elected personnel matter to review applications and resume and to return to the council table at 8:35pm. Motion seconded by Council Member Brenneman, voted on, passed 3-0. 8:29pm

Others in attendance: CC Wade

### **OPEN SESSION RESUMED AT 8:35pm:**

### **UNFINISHED POLICY REVIEW**

**DRAFT COMPANY VEHICLE USE POLICY**

**CHAPTER 5. BUSINESS REGULATIONS, ARTICLE 1. SOLICITORS, CANVASSERS, PEDDLERS**

**CHAPTER 3. BEVERAGES, ARTICLE 2 CEREAL MALT BEVERAGE AND ARTICLE 3. ALCOHOLIC LIQUOR**

**RENTAL READY PROGRAM (LANDLORD REGISTRATION)**

**CEMETERY ARTICLE 1**

### **NEW POLICY REVIEW:**

**ARTICLE 5. PARKING**

**SOCIAL-MEDIA POLICY**

**BNSF QUIET ZONE**

**GOVERNING BODY REMARKS:** KMGA updates on last winter storm and Winter Storm URI.

**NOTES AND COMMUNICATION:** None

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### **ADJOURNMENT:**

#### **❖ Motion**

**Council Member Capp moved to adjourn the meeting. Motion seconded by Council Member Stoker, voted on, passed 3-0. 8:38p.m.**

I, \_\_\_\_\_ La Cygne City Clerk, do hereby declare  
(Jodi Wade) the above to be true and correct, to the best of  
my knowledge, and do hereby subscribe my name  
on this 26<sup>th</sup> day of February 2025.