

Record of the Proceedings of the Governing Body
REGULAR MEETING

Page 1 of 7 Pages

December 21, 2022

REGULAR MEETING:

The La Cygne City Council met on Wednesday, December 21, 2022 at the La Cygne Community Building. Council Members present were: Danny Curtis; Thomas Capp; David Brenneman; Jerome Mitzner; and Keith Stoker.

Others in attendance included, but not limited to: City Treasurer (CT) Connie Gore; Public Works Superintendent (PWS) Dan Nasalroad; Police Chief Tina Fenoughty; Achilles Ferrell; Linn County Newspaper Tony Furse; and Linn County Journal Roger Simms. Absent: City Clerk Jodi Wade

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

Pledge of Allegiance – Mayor Debra Wilson

MAYOR COMMENTS:

a] Thank you to the Chamber of Commerce, La Cygne Library, Ray of Hope, City of La Cygne, Peoples Telecommunications, Beauty on Broadway, USD362 Band and Choir, La Cygne PTO, PJ's Backhome, First Option Bank, La Cygne Public Works, La Cygne Historic Society and any other businesses and volunteers who helped make Christmas on Broadway a fun-filled day for our patrons!

b] City Hall closure and Trash Compactor closure for the holidays: City Hall will be closed Friday, December 23, 2022 and Monday, December 26, 2022 and Monday January 2, 2023. The Trash compactor will be closed on December 25, 2022 and January 1, 2023.

c] Everyone be sure to have a safe holiday season. The city will be hosting some Town-Hall Community meetings in January and February of 2023. Be sure to watch for information on the city website and facebook page.

d] Mayor Wilson attended the quarterly officials meeting with the Linn County Commissioners and city representatives of Pleasanton, Parker, Mound City, and Prescott. Discussion was held on 3-mile joint agreement with the county, housing programs and setting up the La Cygne Community building for streaming the council meetings.

CONSENT AGENDA:

❖ Motion to approve Consent Agenda:

Council Member Capp motioned to accept the Consent Agenda as presented.

Minutes of December 7, 2022 City Council Meeting;
November 2022 Budget Report;
November 2022 Treasurer's Report;
Check Register: December 8, 2022 – December 21, 2022;

Motion seconded by Council Brenneman, voted on, passed 5-0.

Record of the Proceedings of the Governing Body
REGULAR MEETING

Page 2 of 7 Pages

December 21, 2022

DISCUSSION FROM THE FLOOR:

NONE

REPORTS OF CITY OFFICERS:

CITY ATTORNEY – BURTON HARDING: NONE

POLICE CHIEF – TINA FENOUGHTY :

6 Traffic Stops Conducted

Citations issued since last meeting - 4

Speed School Zone	0	Registration Viol	1
Suspended DL	1	No Tag	0
Insurance	1	NO DL	0
Speed Construction Zone	0	Speed	0
Aggressive Dog/RAL/Tag	0	Paraphernalia	0
Animal Cruelty	0	Inattentive	1

Calls for Service / Reports – 12/07/22 thru 12/21/22

Animal Complaint – 6	Traffic Complaints - 2
Assist Outside Agency – 2	Harassing phone calls – 0
Ambulance – 0	Citizen Assist CFS / contact - 23
Fingerprints – 0	Juvenile Incident – 2
Check Welfare – 3	Found Property – 2
Follow Up – TMTC	Criminal Damage - 1
Suspicious Activity – 3	Civil Matter – 1
Noise Complaint – 0	Disorderly Conduct- 0
Theft – 3	Non-Injury Accident – 2
Stalking– 0	Suspicious Vehicle – 3
Disturbance – 2	Warrant Attempt - 1
Armed Disturbance – 0	Felony Warrant Arrest - 0
Vehicle Lockout – 1	CINC - 1
Record Checks – 1	DUI – 0
Trespass – 4	911 Hang up – 1

VIN Inspections- 2 completed

Report Requests – 0

Overtime for Department – Approximately 7 hours

Chief Fenoughty successfully conducted traffic control on KS Hwy 152/Market Street so that a new house could be placed/moved in to 609 Walnut Street.

Chief Fenoughty suggested to close city hall due to inclement weather Thursday and lack of staff due to illness. Discussion was held regarding the community building being utilized as a warming center if necessary. Connie Gore indicated PWS Nasalroad had the generator serviced and ready to go if the power is off for a period of 48 hours. Staff would have to man the warming center.

REPORTS OF CITY OFFICERS CONTINUED:

POLICE CHIEF – TINA FENOUGHTY

❖ **Motion**

Council Member Mitzner motioned to close the La Cygne City Hall on Thursday, December 22 due to adverse weather conditions. Motion seconded by Council Member Stoker voted on, passed 5-0.

CODES OFFICER – ALLISON FOX: NONE

PUBLIC WORKS SUPERINTENDENT – DAN NASALROAD :

Committee Discussions

Water and Gas:

- Met with Midwest Engineering on water plant upgrades and they are preparing a final draft.
- Old pond nearing completion. Still need some final dirt work and gravel.
- Carbon feeder for water plant. Still waiting on County to reply.
- KRWA has been here working on our water loss.
- We had a high school class tour the water plant.
- We are working on a gas pressure loss from our feeder line.

Street:

- Access aprons (?)
- Would like to extend 8th street court out to Lincoln Street.
- Plow trucks have been tested and ready to go.
- Backhoe is having issues and is at Mid-American tractor waiting on a call back.

Sewer:

- Nowak Construction has been working on tap replacements.
- Relining is about 90% complete.
- The sewer project has multiple crews working and there is going to be some inconvenience so please check the city webpage and facebook for schedule.

Park:

- Quote from Welcoming Properties LLC in the amount of \$8900 to remove the water slide at the pool. The fiberglass pieces would be put on pallets and the steel would be set loosely next to the pallets in the parking lot near the pool. The city would then decide to either sell or scrap. The funds for this work would come out of the pool special sales tax fund.

❖ **Motion**

Council Member Mitzner motioned to approve the quote from Welcoming Properties, LLC in the amount of \$8,900 to remove the waterslide at the La Cygne Swimming Pool. Motion seconded by Council Member Capp voted on, passed 5-0.

- Need to look at a new mower for next year.

REPORTS OF CITY OFFICERS CONTINUED:

PUBLIC WORKS SUPERINTENDENT – DAN NASALROAD :

Cemetery:

- Concrete for menu board should be completed in the next few weeks depending on weather.
- Have 2 trees that need to be removed at the cemetery. One is near the Sylva's shop building and the other one is in the Oaklawn section.

EXECUTIVE SESSION:

❖ **Motion**

Council Member Capp motioned to go in to executive session for 7 minutes for discussion of employer-employee negotiations for pending offers with public works department and will return to the council table at 7:21pm. Motion seconded by Council Member Mitzner voted on, passed 5-0. 7:14pm.

Others in attendance: PWS Nasalroad

OPEN SESSION RESUMED AT 7:21pm:

FIRE DEPARTMENT – DAN NASALROAD:

Sharing tree project this year served around 20 families and 52 kids. Thanks to all the volunteers that helped to make it a continued success.

CITY CLERK – JODI WADE: NONE

CITY TREASURER – CONNIE GORE: NONE

SPECIAL PROJECTS:

WATER PLANT SETTLING POND PROJECT (MIDWEST ENGINEERING GROUP/STARBUCK TRUCKING, LLC)

No updates at this time.

SPECIAL PROJECTS CONTINUED:

SEWER REHABILITATION PROJECT (BG CONSULTANTS)

No updates at this time.

STREET PROJECT – KDOT CCLIP PROJECT AT KS HWY 152 AND INDUSTRIAL BLVD (KDOT/KILLOUGH CONSTRUCTION/CFS ENGINEERING)

No updates at this time.

NEW FIRE STATION/PUBLIC SAFETY BUILDING

No updates at this time.

Record of the Proceedings of the Governing Body
REGULAR MEETING

Page 5 of 7 Pages

December 21, 2022

SPECIAL PROJECTS CONTINUED:

WATER TREATMENT PLANT ANALYSIS:

No updates at this time.

STORMWATER MASTER PLAN (BG CONSULTANTS):

CC Wade is working on a town hall meeting for February 2023.

602 N. 5TH STREET:

Planning & Zoning will discuss further at their January 2023 meeting.

COUNCIL COMMITTEE REPORTS:

WATER & GAS -NONE

STREET –

Every Fiber Optic Cable installation along Market Street – Burns & McDonnell (Tan Nguyen and Kevin McPherson). **Tabled until the next meeting on January 4, 2022.**

SEWER - NONE

PUBLIC SAFETY -NONE

EMPLOYEE RELATIONS & TRAINING-NONE

CEMETERY -NONE

COMMUNITY BUILDING-NONE

PARK-NONE

SPECIAL COMMITTEE REPORTS:

EMERGENCY MANAGEMENT- NONE

CHAMBER OF COMMERCE -NONE

PLANNING & ZONING COMMISSION (PZC) -NONE

OTHER BUSINESS:

LA CYGNE MUNICIPAL COURT JUDGE

Mayor Wilson read the resignation letter from Judge Richard Fisher. Judge Fisher has been appointed to a District Court Judge position by Governor Kelly. As a District Court Judge he cannot be a Municipal Court Judge and therefore must resign prior to taking that position.

❖ **Motion**

Council Member Capp motioned to accept the resignation letter from Judge Richard Fisher effective December 21, 2022. Motion seconded by Council Member Curtis voted on, passed 5-0.

Mayor Wilson made a recommendation for John Purvis of Mound City to serve as the La Cygne Municipal Judge.

❖ **Motion**

Council Member Capp motioned to appoint John Purvis as the Municipal Judge for the La Cygne Municipal Court effective December 21, 2022. Motion seconded by Council Member Curtis voted on, passed 5-0.

Record of the Proceedings of the Governing Body

REGULAR MEETING

Page 6 of 7 Pages

December 21, 2022

AUTHORITY TO TRANSFER EXCESS GENERAL FUNDS

Discussion was held regarding the Capital Improvement and equipment purchase plans for 2022 and 2023.

❖ **Motion**

Council Member Capp motioned to approve the allocation of the excess general funds as indicated on the 2022 and 2023 Capital Improvement and Equipment purchase plans. Motion seconded by Council Member Stoker voted on, passed 5-0.

COST OF LIVING ADJUSTMENT (COLA) CONSIDERATIONS FOR 2023?

The City of La Cygne adjusted the COLA as follows in the past 5 years:

- ✓ 2.0% in 2018
- ✓ 2.5% in 2019
- ✓ 2.0% in 2020
- ✓ 1.3% in 2021
- ✓ 3.0% in 2022

CC Wade advised the council of the process for implementing COLA if they chose. CC Wade felt explained the order of determining the COLA for the city first and then proceeding with employee evaluation reviews. Council Member Mitzner stated he felt it was best to table the COLA determination until the next meeting when Council Member Stoker and Mayor Wilson were present.

TABLED FOR A POSSIBLE WORKSHOP/SPECIAL MEETING PRIOR TO THE JANUARY 4, 2022 MEETING.

Council Member Mitzner made a statement regarding a discrepancy in supervisors pay and roles.

UNFINISHED POLICY REVIEW:

ARTICLE 18 DRAFT FACTORY BUILT HOME DISTRICT

ARTICLE 22 DRAFT OFF-STREET PARKING REGULATIONS

ARTICLE G. DISCIPLINE – EMPLOYEE POLICY AND PROCEDURES

WATER AND SEWER RATE ANALYSIS

ARTICLE 5. PARKING

ATV/UTV REGULATIONS

CHAPTER 11. PUBLIC PROPERTY, ARTICLE 2. PARKS AND CAMPING

ETHICS AND CUSTOMER SERVICE TRAINING

SOCIAL-MEDIA POLICY

CHAPTER 6. FIRE, ARTICLE 2. FIREWORKS

BNSF QUIET ZONE

NOTES AND COMMUNICATIONS TO COUNCIL:

NONE

GOVERNING BODY REMARKS:

NONE

Record of the Proceedings of the Governing Body
REGULAR MEETING

Page 7 of 7 Pages

December 21, 2022

ADJOURNMENT:

❖ ***Motion***

Council Member Capp moved to adjourn the meeting. Motion seconded by Council Member Stoker, voted on, passed 5-0. Time 7:45p.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 21st day of December, 2022.