

**CITY OF NEW STRAWN
COUNCIL MEETING MINUTES
Thursday, February 14, 2019**

Present: Mayor Mark Petterson
Council Members:
Richard Croll
Jeanne Haas
Gary Haehn (arrived at 8:36 p.m.)
Rhonda Taylor
Jim Weeks (not present)

Others present: City Attorney Tom Robrahn
City Clerk Joni Hernandez
City Superintendent Ron Parkey
Zoning Administrator Carl Ware
County Commissioner Bob Saueressig
Joe Coyle, Pyramid LLC Project Manager (Verizon Representative)

Patrons present: None

Call to Order: Mayor Mark Petterson called the meeting to order at 7:00 p.m.

Flag Salute: The meeting opened with the Pledge of Allegiance.

Agenda Additions and/or Amendments:

Under Staff Reports - City Superintendent

- a. Equipment Bids for Flex-Wing Rotary Cutter

Under Staff Reports - Zoning Administrator

- c. Ordinance No. 2019-01 Verizon Tower

Under New Business

- a. Trash Services Agreement

Haas moved, seconded by Croll, to approve the agenda with additions. **Motion carried 3-0.**

Public Comments: N/A

Consent Agenda:

- Move to approve the January 9, 2019 special council meeting minutes
- Move to approve the January 10, 2019 regular council meeting minutes
- Move to approve the warrants dated January 11, 2019 through February 14, 2019 in the amount of \$64,663.84
- Move to approve the January 2019 payroll in the amount of \$12,760.71
- Move to approve 2019 Plumbing License for Victory Excavating
- Move to approve 2019 Plumbing License for Freeman Plumbing, Heating & A/C Inc.
- Move to approve Temporary Alcohol Permit for Ducks Unlimited

Haas moved, seconded by Taylor, to approve the consent agenda as presented. **Motion carried 3-0.**

Financial Reports:

Haas moved, seconded by Taylor, to approve additional warrants for a total of \$2,893.57. **Motion carried 3-0.**

Staff Reports:

City Superintendent Report

- With recent snow storms, have treated streets with salt and chat. County will bring more as needed. They have been short on supply. Will need three loads to keep in stock for remainder of winter.
- New heater at pump house has been repaired and now working. Swank Heating contacted company that it was purchased from regarding parts that had warranties, so they could be replaced.
- Community Center has been treated for rodents and insects by Terminix. They will treat the building on a quarterly basis
- Bids received for a Flex-Wing Rotary Cutter from John Deere and Sloop Sales & Hook's Repair Inc. received.

Croll moved, seconded by Haas, to approve bid for a Flex-Wing Rotary Cutter from Sloop Sales & Hook's Repair Inc. in the amount of \$11,752.00 to be purchased from the Equipment Reserve Fund. **Motion carried 3-0.**

Council Member Taylor asked about equipment list provided regarding items that are not in working condition, such as, floor jack and gas water pump. The city superintendent stated that the gas water pump needs to be rebuilt. He will check on the floor jack and other items.

City Clerk Report

- Audit scheduled for February 27, 2019
- Coffey County Fair Booth
- Financial Reports
- Deposits
- KPERS Employer Contribution Rate for 2019 is 8.89%
- Kansas Set-off Program
- Mileage Reimbursement Rate for 2019 is 58 cents per mile
- MT Networks Correspondence
- SEKRPC (Southeast Kansas Regional Planning Commission) Membership
- Website
- Correspondence/Customer Service Thank you

Zoning Administrator's Report

- Approved Conditional Use Permits at Hearing held by Planning and Zoning Board on January 16, 2019 for Justin and Rachel Keim and Dane Birk at 10 Hillside Drive, Burlington, Kansas and 19 Rock Ridge Drive, Burlington, Kansas, respectively
- Recommend approval for Special Use Permit for Verizon tower to be located at Northeast corner of U.S. 75 Highway and 15th Road
- Met requirement of notifying property owners who reside within 1,000 feet. Legal notices were published giving the required 20-day notification in local newspaper
- 14-day protest period. A recommendation by the Planning and Zoning Board will be presented to the New Strawn City Council at its February 14, 2019 meeting
- Received one letter of concern regarding effects on wildlife

Mayor Petterson declared a quorum was present and followed a check list for consideration of a special use case.

Joe Coyle, Project Manager for Pyramid LLC (Verizon representative) gave a presentation and answered questions regarding the request for the Special Use Permit and explained what is considered before a location for a tower is determined. Other potential locations are vetted in advance of making the request. He addressed the concerns regarding wildlife by going over characteristics. An air space study has been completed.

- Fish and Wildlife have been working with the FAA and the FCC
- 350' in height The proposed tower will be 175' in height
- Lit tower The proposed tower will not be lit
- Guy Wires The proposed tower will not have any guy wires

Mr. Coyle also explained that the location is a capacity tower site. Approximately 52% no longer have land lines, and it is Verizon's goal to build out to help provide better coverage.

Croll moved, seconded by Taylor, to approve recommendation of the Zoning/Planning Committee to authorize Special Use Permit No. 2018-01 for Verizon Wireless Tower to be located at Northeast corner of 15th Road and 75 Highway and to approve Ordinance No. 2019-01 as follows: An Ordinance approving a Special Use to establish a 175 feet tall self-support wireless support structure for Verizon Wireless in the A-1 Agriculture District on a certain property located in the City of New Strawn, Kansas, under the authority granted by the Zoning Regulations of the City. **Motion carried by show of hands 3-0.**

Mayor Petterson explained that any person aggrieved by the final decision of the Governing Body on this matter have 30 days after the effectuating ordinance is published within which to appeal to District Court.

Council Member Haas noted concerns about accessory building permits being approved in advance of a residential structure and not setting a precedence for the possibility of a shop being built before a house. Zoning Administrator Carl Ware addressed those concerns and noted that the permit for the house was approved before the accessory building. He explained that the Keims addressed that same concern at the hearing on January 16, 2019, to let other property owners know they intend to build the house and accessory building at the same time.

City Attorney's Report

- Policy for Competitive Bidding
- Copy of the City of Burlington's policy presented for review
- Work session will be scheduled at later date

Council Member Haas noted that after the new door at the Community Center was installed, light comes through framed area. The city superintendent will contact Martin Hinman who installed the door to have it looked at for a solution.

Mayor's Report

- Draft Manuscripts of Code of Ordinance handed out to be reviewed and discussed at next meeting

Finance and Economic Development Report: None

Community Building:

The Council discussed the Community Building regarding venue liability insurance if alcohol is going to be served. No action taken.

Utility Report:

There was discussion regarding the Water Usage and Loss Report. The city superintendent noted that the average percentage according to the Kansas Rural Water Association (KRWA) is 18%. The City of New Strawn 12-month average is 11.16%. The city clerk noted that she spoke with a representative of RVS, which is the software program used to generate billing and water reports. RVS indicated that the current report showing 17.07% is considered good. The rep also explained that it's not unusual for many cities they service to be well over 25%. The City of New Strawn strives to be much less and in previous months showed between approximately 9% and 11%.

Street Report:

Council Member Taylor addressed the emergency routes and Main Street during inclement weather. She noted that residents on Decker Street need to be able to have access out in case of emergency. The city superintendent stated that they do treat the streets that are on the snow route first. He also explained that they try to make sure to treat streets where law enforcement resides.

Haas moved, seconded by Croll, to include all of Main Street, from North to South, in the emergency route. **Motion carried 3-0.**

Mayor Petterson thanked the city superintendent and his department for their efforts in keeping streets treated.

Public Relations Report:

Council Member Haas discussed the Strawnfest brochure included in the packets. It will be held Saturday, June 22, 2019.

Parks and Rec Report: None

Public Safety Report: None

New Business: Trash Services Agreement

Mayor Petterson reported on the trash services agreement between the City and Republic Services. Representative Jennifer Fagan spoke with the mayor and clerk by phone before the meeting regarding the following:

- Contract/Agreement 3-year effective March 1, 2019
- 90-day notice in writing is required to cancel agreement
- Price will remain for 2019
- 96-gallon poly carts option for discussion at a future date
- No credit for missing trash pick-up due to "act of God"
- Snow will not normally prevent pick up; however, ice will
- Storm caused schools to close for three days
- May be possible to change from current pick-up day of Friday to another day

She will be available to make a presentation at a future meeting.

Old Business: None

Correspondence: No action required

Other Business: None

Council Member Haehn arrived at 8:36 p.m.

Mayor Petterson adjourned the meeting at 8:37 pm.