

Minutes from April 3, 2023

Present: Mayor Semisch, Councilmembers Geri Ebersohl, Bruce Proctor, Joel Lovesee, Darcie Gomez, and Kyle Hrabe. Dylan Chilcott was present for Maintenance. In the audience: Clarence Benes, Jeff Rivers, Jamie Ballard, Sarah Madden, Kim Davis, Douglas Goetz, Colton Woodard, and Sheila Salander. Crystal Hinnen and Rose Mary Saunders were here via zoom. Deputy Ruth was in attendance for Law.

Kyle Hrabe made a motion to approve the minutes of March 6, 2023. Geri Ebersohl 2<sup>nd</sup>. Motion passed 5-0.  
Darcie Gomez made a motion to approve the bills as listed. Kyle Hrabe 2<sup>nd</sup>. Motion passed 5-0.

#### **Wilson Engineering & Ranson Financial**

Geri Ebersohl made a motion to approve McPherson Backhoe base bid and Alternative #2 contingent upon approval from KDHE & CDBG. Rose Mary directed Jodie to start the application for the sales tax exemption certificate so it will be ready when needed.

#### **PUBLIC HEARING:**

None at this time.

#### **Unfinished Business:**

None at this time.

#### **Agenda:**

**(Jamie Ballard)** was moved to here from open forum since he had other business to attend to. He stated he didn't want his house torn down and he would do what he had to do. Council reminded him it was almost a year ago he had said the same thing and there has been no progress except a roof being put on the garage just a week ago. Council reminded him he needed to put the windows in, put siding on, get a fence permit, and make the yard compliant within 30 days from April 3, 2023, or the council will proceed. Council also addressed the past taxes he had previously said he paid, and he said he pays them every 3 years to avoid being auctioned. Jamie Ballard agreed to the terms. Kyle Hrabe made a motion to adopt Resolution 13-2023 pertaining to the tear down of both structures if not completed within the 30 days. Bruce Proctor 2<sup>nd</sup>. Motion passed 5-0. Jamie Ballard agreed to come in the office by Wednesday the 5<sup>th</sup> to pick up the Resolution.

(a) AT&T wireless not present.

(b) Sarah Madden was here on behalf of Velocity and presented a Franchise agreement. Kyle Hrabe made a motion to set a 5% franchise fee for all applicable companies. Bruce Proctor 2<sup>nd</sup>. Motion passed 5-0.

(c) Jeremiah Anderson-was not present. Bruce Proctor made a motion to deny his request to move the City of Leon sign stating there was not any view being blocked. Darcie Gomez 2<sup>nd</sup>. Motion passed 5-0.

(d) Clarence Benes was present to speak about tourism and attractions then presented paperwork stating Kevin Browning should be able to keep his horses since they are for his business.

(e) Jeff Rivers was present and asked what he needed to be compliant, and he understood he had not made as much progress as he knows he should have. Council asked when he thought it could be done and he said he would have to work on weekends but said by the end of June it should be completed. Bruce Proctor made a motion to grant Jeff Rivers with an extension until the end of June to complete the work needed on the outside of his property with 30-day updates. Kyle Hrabe 2<sup>nd</sup>. Motion carried 5-0. Jodie asked Jeff to have those updates for the May meeting to her by April 27<sup>th</sup>. He agreed.

#### **Open Forum:**

a) Kim Davis asked for an exception to the fence rule and allow T-post since the rest of her fence is already T-post and the location is not around houses or the view of anyone. Kyle Hrabe made a motion to grant the exception for the T-post. Geri Ebersohl 2<sup>nd</sup>. Motion passed 5-0. Kim Davis also asked about a de-annexation and the council denied this at this time.

#### **Permit Approvals:**

a) Geri Ebersohl made a motion to approve Willie Lakin's building permit. Bruce Proctor 2<sup>nd</sup>. Motion passed 5-0.

#### **Order of Violations:**

Bruce Proctor made a motion to approve the Notice of Orders as listed. Kyle Hrabe 2<sup>nd</sup>. Motion carried 5-0.

Kyle Hrabe made a motion to approve the Notice of Orders for landlord and homeowners without utilities as listed. Joel Lovesee 2<sup>nd</sup>. Motion carried 5-0.

### **Committee and Staff Reports:**

**Pride Committee:** Easter Egg Hunt is ready. Things are good.

**Library Update:** No updates.

### **Clerks Report/Court Report:**

Clerks report was presented. Geri Ebersohl made a motion to use Varney and Associates to do our Budget work this year. Darcie Gomez 2<sup>nd</sup>. Motion passed 5-0. Bruce Proctor made a motion to decline the annexation of the Holt place. Kyle Hrabe 2<sup>nd</sup>. Motion carried 5-0. Jodie gave an update for Community Service day on May 3<sup>rd</sup>.

### **Maintenance Report:**

Maintenance report was presented.

### **Law Report**

Deputy Ruth was unable to give report due to having served a warrant and processing it.

### **Ordinance(s) and/or Resolution(s):**

- a) Resolution 06-2023 was denied.
- b) Resolution 07-2023 was denied
- c) Resolution 08-2023 abatement of 105 N. Main. Darcie Gomez made a motion to approve Resolution 08-2023. Joel Lovesee 2<sup>nd</sup>. Motion passed 5-0.
- d) Resolution 09-2023 abatement of 423 W. High St. Joel Lovesee made a motion to approve Resolution 09-2023. Darcie Gomez 2<sup>nd</sup>. Motion passed 5-0.
- e) Resolution 10-2023 Kansas Municipal Insurance. Geri Ebersohl made a motion to approve Resolution 10-2023. Bruce Proctor 2<sup>nd</sup>. Motion passed 5-0.
- f) Resolution 11-2023 abatement of 302 E. Charles. Bruce Proctor made a motion to approve Resolution 11-2023. Kyle Hrabe 2<sup>nd</sup>. Motion passed 5-0.
- g) Resolution 12-2023 street closure for community workday. Bruce Proctor made a motion to approve Resolution 12-2023. Kyle Hrabe 2<sup>nd</sup>. Motion passed 5-0.
- h) Resolution 13-2023 abatement of 401 N. Main. Kyle Hrabe made a motion to approve Resolution 13-2023. Bruce Proctor 2<sup>nd</sup>. Motion passed 5-0.
- i) Ordinance 2023-06 vacation of the Alley on North Olive. Bruce Proctor made a motion to approve Ordinance 2023-06. Kyle Hrabe 2<sup>nd</sup>. Motion passed 5-0.

### **Mayor:**

- (a) Geri Ebersohl made a motion to pass the Proclamation for Child Abuse Month. Bruce Proctor 2<sup>nd</sup>. Motion passed 5-0.0

### **Council:**

Geri Ebersohl said she has been noticing a constant issue with East Central being blocked by trucks in and out of Flemings. Bruce Proctor said to send a letter to Flemings to correct the issue or we will have to.

### **Formal Action:**

Nothing needed

### **Executive Sessions:**

None

Kyle Hrabe made a motion to adjourn. Bruce Proctor 2<sup>nd</sup>. Motion passed 5-0. Meeting adjourned at 8:34pm.