

PLEASANTON CITY COUNCIL
City Council Chambers – 1608 Laurel Street
December 07, 2020
6:00 p.m.
REGULAR COUNCIL MEETING MINUTES

Attending members included: Council Members Jake Mattingley, Danielle Souza, and Chris Ellis (Zoom and phone). Also present were City Administrator Erica Kern, City Clerk Teresa Whitaker, and Jackie Taylor of the *Linn County News*
Absent: Aaron Portmann, Ashley Toms.

CALL MEETING TO ORDER: Mayor Frisbie opened the meeting at 6:02 pm.

- A. MAYOR'S COMMENTS/EXECUTIVE SESSION:** Mayor Frisbie-Kern requested an executive session for 30 minutes for legal purposes at 6:14 pm to resume at 6:44 pm to include Tristan Snyder. Motion by Jake for the same. Danielle 2nd. Motion carried 3-0. Executive session ended with no action taken. Kern requested a 5-minute executive session for legal purposes at 6:46 to resume at 6:51 pm. Jake motioned the same. Danielle 2nd. Motion carried 3-0. Executive session ended with no action taken. At 6:53 pm, Kern requested a 15-minute executive session for trade secrets to return at 7:08 pm. Jake motioned the same. 2nd by Danielle. Motion carried 3-0. Executive session ended with no action taken.
- B. CITY ADMINISTRATOR REPORT & FINANCIAL OVERVIEW:**
Kern stated that Frank with Soldiers for Jesus has reached out again and asked her to check with the council about holding the rally next year. The council sees no issues.

The Beautification Grant program has had some interest.

December 19th will be the Light Up Pleasanton parade at 6:00 pm. Danielle suggested parking the floats and having people drive by instead. Kern will pass the information along to the committee.

Kern asked the council to approve the extension of the late charges for the month of December.

The first round of SPARKS funds was for reimbursement of expenses due to COVID. We received a bit more than \$32,000.00. This included inmate screening, legal fees, PPE, office remodel, and other items. The 2nd portion was for direct aid and covered expenses that are anticipated. We purchased telework, PPE, televisions, laptops, shields, thermometers, and other items. To date, a total of \$44,000.00 was received.
We have awarded over \$113,000.00 in CDBG-CV funds to local business owners.

The Angel Tree Toy Express has about \$3,000.00 in the account and we currently have about 30 kids. The 6th graders typically do the shopping, but this year will do it online. The items will be added to the cart and the city employees will do the actual shopping. Kern requested that city hall be closed so the employees can go.

Requests for bids for the dam inspection will be sent out as there is an inspection due in April.

We are needing bids from electricians to repair the light poles where the lights are hung.

Kern stated that there still needs to be movement of some funds regarding the financials. Next meeting, we will have the updated financials.

C. APPROVE CONSENT AGENDA:

1. November 16, 2020 Regular Meeting minutes
2. November 16, 2020 Condemnation Hearing minutes
3. Regular Council Disbursements - **\$15,803.77**
4. Payroll Disbursements- **\$26,793.22**
5. Mandatory Disbursements -**\$36,666.93**

Motion to approve the consent agenda by Jake. 2nd by Danielle. Motion carried 3-0.

- D. PUBLIC SPEAKER IDENTIFICATION:** Mayor Frisbie-Jesse Spears here to report on 711 Center. He stated that they don't know who the trust holder is on the property, but they continue to make payments. They have sent the paperwork to the trust holder. 210 West 13th. Progress has been made on the shed on one side and they are gathering materials for the other side of the shed. He is still working on it after work. He stated he believes he will need more than 30 days. Jake asked for a date of completion. Sandy stated it has been going on since 2018. Jake motioned to allow Jesse and Debbie Spears to June 7, 2021, to have the work complete and if it isn't, the city will tear it down at the owner's expense. 2nd by Danielle. Motion carried 3-0.

E. COUNCIL MEMBER DISCUSSION: No discussion.

- F. CITY ATTORNEY:** Burton Harding-The Governor issued a mask mandate in Kansas, but Burton reminded the council that they can create their own mandate city-wide. Since the county has opted out, we can mandate if we so choose. Burton has prepared 2 ordinances for the properties that will be annexing voluntarily and requested the council motion to approve them.

The culverts in alleys was tabled at a previous meeting. Burton believes that the city should mirror what the county does which is maintain their own culverts. It would eliminate the liability. Currently, the property owners pay for the culverts at our cost and we will install the culvert and provide one load of gravel. Kern stated she wants clarification as to who is financially responsible if the alley is used as an access to someone's driveway. She explained that sometimes more than one

household could be using the entrance. Jake believed the city can remove any culverts that are causing issues. Kern stated she can see both sides. She stated it can be done on a case by case basis, but we really need a written policy. Jake explained that if we do it at the city's cost, then we will have a lot of money wrapped up in this before it is over. After much discussion about the pros and cons, Burton explained we need to be careful with how we approach this because we don't want to take away a homeowner's only access. If the city does not need it replaced, then we will not maintain the culverts. Kern said we can approach it as regular alley maintenance.

Motion by Jake to approve Ordinance 2039 to voluntarily annex the property on 9714 Thomas Road owned by Kimberly Campbell and have the benefit of the tax rebate. 2nd by Danielle. Motion carried 3-0.

Motion by Jake to approve Ordinance 2040 to voluntarily annex the property located 69 Highway and Tucker Road at owned by Barbara Owen and to give them the benefit of the tax incentive. 2nd by Danielle. Motion carried 3-0.

- G. CHIEF OF POLICE:** Tristan Snyder – 188 calls in the month of November which is slow. There were 4 arrests that consisted of drunk in public, one for drugs, one warrant, and one for battery of a LEO. In December, there have been 2 warrant arrests. Tristan received a request from a local towing company to be considered by the city as a local towing company. Danielle asked who we used previously. Tristan explained that we used Saker. He went on to say that they have since changed their name and are asking if they can be considered by the city. Tristan stated he has talked to Jesse at Cox Motors about a new vehicle. Adams car is inoperable at the time. It keeps dying. Tristan stated he is trying to get a kill switch installed in the car to see if that helps. Kern recommended putting it on Purple Wave and look at getting something else. This car has been at Cox Motors, Vaughn Automotive, and RB Towing. Danielle asked what we've had before and asked how he felt about it. Tristan explained that Ford will put lights and a console in the car as well as a siren box for approximately \$3600. Dodge does not have an upfit program, so we will have to do that on our own. There was an inquiry into employment by an individual and he asked Tristan if he could come on as part time. He asked the council for their blessing before doing any testing. Jake motioned for a 5-minute executive session for non-elected personnel to include Tristan with meeting to resume at 8:11 pm. 2nd by Danielle. Motion carried 3-0. Executive session ended with no action taken. Discussion was held regarding the need for a full-time at the time and whether we have the funds for a part-time officer. Kern explained we already budget for a part-time officer. The council saw no issue with Tristan continuing with the application process.
- H. CODES / ANIMAL CONTROL:** Sandy Atkisson- 410 E. 5th Street is complete and cleaned up.
- I. PLANNING & ZONING:** Erica Kern- nothing
- J. PUBLIC WORKS:** Casey Osborne- The guys have haven't done much in the last couple weeks due to the holidays and sickness. The holiday lights will be hung tomorrow. Mayor Frisbie asked if the road into the compactor can be graded.
- K. NEW BUSINESS:**
5. Discuss/Consider approval of Resolution 389 – post-hearing findings 601 Magnolia. Motion to approve by Jake. 2nd by Danielle. Motion carried 3-0.
 6. Discuss/Consider approval of Resolution 390 – post-hearing findings 109 W. Broad Street. Motion by Jake to approve. 2nd by Danielle. Motion carried 3-0.
 7. Discuss/Consider approval of 2021 CMB license for Dollar General. Motion to approve by Jake. 2nd by Danielle. Motion carried 3-0.
 8. Discuss/Consider extending December 2020 utility bill due date. Motion to approve by Jake to extend the due date until the end of business day on the 15th. 2nd by Danielle. Motion carried 3-0.
 9. Discuss/Consider water and sewer rates for 2021. No action needed.
 10. Discuss/Consider waiving community center fees for SEKMHC after school program on 12/14-12/17/20. Motion to approve by Jake. 2nd by Danielle. Motion carried 3-0.
- L. UNFINISHED BUSINESS:**
11. Discuss//Consider water and sewer rate increase for certain accounts. Tabled.
 12. Discuss/Consider approval of voluntary annexation applications. See above.
- M. REMINDERS:** None
- N. ADJOURN:**
Meeting adjourned at 8:25 pm

Mayor-Mike Frisbie

City Clerk-Teresa Whitaker