

**CITY OF MERIDEN
APPROVED MINUTES
REGULAR COUNCIL MEETING
AUGUST 9, 2016**

PUBLIC HEARING CALLED TO ORDER AT 6:42pm

THOSE PRESENT

Council Members: Karl Dillenbeck Floyd Cozadd Dana Boyer

Wade Schneider, Mayor Carrie Daniels, City Clerk Tom Barnes, Acting City Attorney for Lee Hendricks

NOT PRESENT

Lee Hendricks, City Attorney

NEW BUSINESS

John Welch found eight taxing districts and he reported on five of them in the Cost Benefit Analysis for Five Star Masonry Property Tax Abatement Application request. He reviewed all pages of the Cost Benefit Analysis and once approved it goes to State Board of Tax Appeals for approval. Mayor Schneider asked if there were any comments or objections and none were heard, so the hearing was concluded.

REGULAR CITY COUNCIL MEETING CALLED TO ORDER AT 7:00PM

THOSE PRESENT

Council Members: Karl Dillenbeck Floyd Cozadd Dana Boyer

Wade Schneider, Mayor Carrie Daniels, City Clerk Tom Barnes, Acting City Attorney for Lee Hendricks

NOT PRESENT

Lee Hendricks, City Attorney

OLD BUSINESS

Barry White was present to discuss his plans are for his site. He asked if he could lay foundation and Mark explained the he wants things done properly and relayed to Barry that he can't make those decisions. Mark told Barry that he first needs to submit preliminary plans to city and present to planning and zoning, the Storm Water detention areas as well.

Acting City Attorney Tom Barnes, informed Barry that the council's job is to make sure what they do, does not create and adverse impact on the neighborhood properties. He told Barry before he puts up a structure, think of what will the impacts will be. Tom relayed that at this point, everything Barry does, is on him as nothing has been approved yet through the city and the city does have the right to vary from their standard, like not installing curbs and gutters. Tom wants to make sure that Barry is aware and is not in a position, that upon excavating, building and spending thousands of dollars, he finds himself in a position of not being told that all this is being done at this point, at his own risk.

Steve Lolley was present and asked if someone has to do a water flow study if it effects drainage and Barry relayed to council the his Engineer, Dan Holloway, is working on this. John Welch stated that the study should be done on any site being constructed that is over five acres in size. Mark Bachamp, Meriden's Engineer, said Dan will do his report and submit it for review. There are some areas of the land that cannot be developed on due to detention. Mark felt that this plan is very doable, he likes the streets and the layout as well. Dan just needs to complete "Storm Water Detention Study" and submit it to the city, along with their plat. Mark is concerned about the water drainage in this area. Tom Barnes cautioned Barry White and reiterated that until Barry knows what the city would do, with respect to his ultimate plan, he would not build structure and Barry putting concrete down would be building structure.

OLD BUSINESS-CON'T

The “approved” building permit or permits, have to be in hand and the city is not there yet. Mark and Tom stated that as far as excavation, and moving dirt that is fine, but Barry will be doing so, at his own risk too. Barry stated that Dan Holloway is getting things in order and Tom recommended getting everything to Planning and Zoning and a Special Meeting could be set-up. Barry understood.

Mayor Schneider apologized and relayed that the city was to call a Public Hearing, prior to the “Regular Session”, relating to the 2017 Proposed Budget. A Public Hearing was then opened for public comment at 7:15pm. Mayor Schneider asked if there were any comments pertaining to the 2017 Proposed Budget as presented and none were heard. Mayor Schneider relayed the Governing Body was adjourning the Public Hearing and moving back to Regular Session at 7:18pm.

Motion was made by Dana Boyer, seconded by Karl Dillenbeck, to have Lee draft ordinance to send with the Property Tax Abatement Application and Cost Benefit Analysis, to the State Board of Tax Appeals on Five Star Masonry. Motion passed 3-0.

Motion was made by Dana Boyer, seconded by Floyd Cozadd, to approve the 2017 Proposed Budget. Motion passed 3-0.

NEW BUSINESS

Betty Chapman and her daughter Erlene, were present to request a pre-fabricated home to be moved in place of where Erlene’s trailer is situated now. Her trailer was destroyed in the Hail Storm that hit Meriden in May 2016. Council instructed Betty to fill out a building permit she can get from Clerk Daniel’s in the Office. The building permit will have to list the company she is going through and that company can present a diagram drawing of prefabricated home and placement on property, with the building permit and then submit this to the Building Inspector, Paul Crawford for review.

Jackie Cummings, Owner of Game Day Bar and Grill was present to apologize and to talk with the council regarding the loud noise that came from an outside band that played on a night when she was in Nebraska. Mr. Steve Lolley asked if the city had a noise ordinance and council relayed if the noise is bothering the neighbors than the ordinance comes into effect. Nuisance Ordinances can vary. Jackie relayed that this particular band will never be back. The Council and neighbors affected agreed, that as long as Game Day Bar and Grill notified the city when they plan to have outdoor bands and keep it to a descent noise level when outdoors, they were all okay. The council thanked Ms. Cummings for all she has done too.

Clerk Daniels presented the new 2016 Uniform Public Offense Code (UPOC) (10-2016) and the Standard Traffic Ordinance (STO) (14-2016) Ordinances to council.

Motion was made by Dana Boyer, seconded by Floyd Cozadd, to repeal prior ordinance 10-2015 and 14-2015. Motion passed 3-0.

Motion was made by Dana Boyer, seconded by Karl Dillenbeck, to adopt Ordinance 10-2016 and 14-2016 as presented. Motion passed 3-0.

Motion was made by Karl Dillenbeck, seconded by Floyd Cozadd, to accept and approve, Feyh Liquor Occupational Permit for August 2016- August 2017. Motion passed 3-0.

Discussion held on EMC Insurance-Proof of Loss Statement for the 2016 Hail Storm and the three bids received prior to meeting from:

Capital City Renovations	\$56,950
4R Construction	\$57,590
Gutter Done	\$64,180

NEW BUSINESS-CONTINUED

Council wanted to wait on bid acceptance and publish in paper, an invitation to bid, with sealed bids to be submitted to the city clerk on Friday, September 9, 2016 no later than 5:00pm, with the opening of bids, on Monday, September 12, 2016 at 9:00am.

Motion was made by Dana Boyer, seconded by Karl Dillenbeck, to put out for open bid, 2016 Hail Storm repairs to city property. Motion passed 3-0.

Motion was made by Dana Boyer, seconded by Karl Dillenbeck, to publish in the following papers; the Topeka Capital Journal and the Valley Falls Vindicator for two weeks. Motion passed 3-0.

Mark Bachamp had stepped out with Barry White earlier in the meeting and discussed with him, how he was going to complete work on sewer improvements and that bonds on sewer improvements could be done several ways, the improvements can be privately funded and city does nothing, but either way Barry chooses to do this, council will need to know.

Wayne Ledbetter informed council that Keith Jeffers, Director of Jefferson County Emergency Management, received word from the Federal Emergency Management Association (FEMA), that Kansas was denied Storm Damage reimbursement from the "2016 Hail Storm and Flooding" applications sent in. Keith will be appealing their decision.

SEWER DELINQUENCIES

Council reviewed Tax Assessment's to be submitted to Jefferson County for Tax Assessments this year and the current delinquency listing. No action taken at this time.

POLICE DEPARTMENT TIME

Chief Boyer presented the Police Report for July and part of August 2016. He is requesting the Southwest door in the shop at City Hall be replaced. Chief Boyer discussed the Beer Garden barricade's for the 2016 Meriden Pride Festival and will talk with Game Day Bar and Grill, about length of Beer Garden, leaving some room on Main Street for an emergency.

Citizen Paul Riggs, would like to buy a Class B Fireworks Permit and for celebrations on July 4th holidays. Chief Boyer will contact Bob Fritch, Fire Chief for the Rock Creek Township Fire Department and City Attorney Lee Hendricks on this issue.

Chief Boyer will be working at the 2016 Meriden Festival on September 17, 2016, from 8am to 12am at his normal pay rate and six other City Police Officers will be working that day for five to six hours at a rate of \$25 per hour as well. Chief Boyer stated, when asked by Mayor Schneider, that he does have it in his budget. *Motion was made by Floyd Cozadd, seconded by Karl Dillenbeck, to pay \$25 per hour, to the six officers working the 2016 Meriden Pride Festival on September 17, 2016. Motion passed 3-0.*

Chief Boyer told Floyd Cozadd that the property with garage behind his house, will be torn down. He was asked by Karl Dillenbeck, if they could do traffic control and Chief Boyer relayed they patrol the whole town in five minutes but are watching all streets.

MAINTENANCE DEPARTMENT TIME

Doug Scott relayed that the Generator at the lagoon is fixed as the lightening fried the thermostat. The swing is up at park too. James Wells offered to pay \$25 for the cities old TV/DVD/VCR Combo Equipment. *Motion was made by Karl Dillenbeck, seconded by Dana Boyer to sell James Wells, the DVD TV Combo for twenty five dollars. Motion passed 3-0.*

Doug is going to call to have signals on school beacons memory boards, reprogrammed too.

Mayor Schneider asked about the log sheets relating to jobs worked daily for the Maintenance Department and they will fill out the weekly summary logs that Wade emailed to them. Doug does not have a computer, but Clerk Daniels will print extra copies for them as needed.

ATTORNEY TIME

None at this time

MAYOR TIME

Discussion held on the Building Permit for the old Black Smith Shop and Clerk Daniels relayed that Paul Crawford has already been over to property and all that has been done so far is approved. Lee Hendricks informed Clerk Daniels, that no variance was needed because the door faced the side of property, not the street. Council asked if Building Permits had to be approved by the Council, and Clerk Daniels said Paul Crawford, City's Building Inspector, who is highly qualified, approves them, unless a variance or annexation is needed on the property in question.

APPROVE MINUTES

Motion made by Karl Dillenbeck, seconded by Floyd Cozadd, to approve the July 12, 2016 minutes. Motion passed 3-0

Motion made by Dana Boyer, seconded by Dana Boyer, to approve the July 19, 2016. Motion passed 3-0.

APPROVE EXPENDITURES

Motion made by Floyd Cozadd, seconded by Dana Boyer, to approve expenditures. Motion passed 3-0.

CONTINUE OR ADJOURN THE MEETING

Motion was made by Dana Boyer, seconded by Karl Dillenbeck, to adjourn the meeting. Motion passed 3-0.

Respectfully submitted by: Carrie M. Daniels, City Clerk
Carrie M. Daniels, City Clerk

