

CITY COUNCIL MINUTES

CITY OF MELVERN

FEBRUARY 5, 2024

THE CITY COUNCIL MEETING WAS CALLED TO ORDER AT 7:00 PM AT CITY HALL. COUNCIL MEMBERS DAN BOWERS, FRANK WARNER, DEREK HAINES AND ERIC VOGELER WERE PRESENT. RANDY KIRKPATRICK, MAYOR WAS ALSO PRESENT.

OTHERS PRESENT: GARY KITT (City Maintenance), TAMARA MASSEY (CITY CLERK) AND JANET WALSH (CITY ATTORNEY) WERE PRESENT.

PUBLIC PRESENT: ASHLEY HANNA, AMY CUMMINGS, KIM SPEER, JOYCE LACEY, AND RANDY SPILLMAN.

MINUTES: HAINES MADE MOTION TO APPROVE THE MINUTES OF THE JANUARY MEETING, SECONDED BY WARNER, MOTION CARRIED 4-0.

TREASURER'S REPORT: VOGELER MADE A MOTION TO APPROVE TREASURER'S REPORT AS PRESENTED, SECONDED BY HAINES, MOTION CARRIED 4-0

PAID BILLS: MOTION BY VOGELER TO APPROVE THE PAID BILLS AND APPROVE PAYMENT OF UNPAID BILLS, SECONDED BY BOWERS, MOTION CARRIED 4-0

PUBLIC COMMENTS:

Ashley Hanna – Wanted to make the Council aware of Levi Nettleton's dogs running the park and town daily. They are very aggressive and cause the kids to not be able to play in the park. They are constantly in her yards and chasing cats. Now that there are puppies they are running in packs. Ashley has submitted multiple complaints and even though Levi has been fined by the City Court, the problem continues and is just getting worse.

Amy Cummings – Wants something done about Levi Nettleton's dogs. They have cornered and charged at her 5 yr old son, now he is afraid to play outside. She too has made multiple complaints and Levi is still letting the dogs out every day to run the town.

Randy Spillman -Wanted to make the council aware of the dog problem on the north side of town also. Toni Nutt lets her dog run also. Her dog also charges at people when they are out walking.

ATTORNEYS REPORT - NONE.

MAYOR'S REPORT –

A Memorial Plaque has been purchased and placed in the council room in memory of Stella Heuer who passed away suddenly and was a current Council Member.

Randy nominated Kim Speer to fill the vacant Council Member seat. Vogeler made a motion to appoint Kim Speer to fill the vacancy term, Seconded by Haines. Carried 4-0. Kim Speer then joined the Council for the remainder of the meeting.

EMPLOYEE REPORTS –

GARY KITT –

The power steering is going out on the city truck. Dan Bowers said he could fix it at cost. Haines made a motion to have Dan Bowers fix the city truck, seconded by Vogeler. Carried 4-0 with Bowers abstaining from vote. Street Signs came in, caution tape put around the store front building north of City Hall because of the rock and brick deterioration, would like to buy a monitor to add to his laptop for better visibility. The council discussed and agreed to the purchase of a monitor. Gary is still checking on the Chip/Seal project to get a contract in place. KRWA conference is in March and Gary would need to go to renew his water certification. Vogeler made a motion to approve the conference, hotel, per diem, and mileage for Gary to attend KRWA, seconded by Bowers. Carried 5-0. A crack was noticed on pop machine where someone had hit it. Council asked Gary to seal it back up.

TAMARA MASSEY –

Presented two bids for replacement swing at the City Park. Warner made a motion to pay \$699 to Pro Playgrounds to replace 4 belt swings and 2 toddler swings including chains out of Special Parks fund, seconded by Bowers. Carried 5-0. December Sheriff's report was reviewed, W-2 and 1099's for 2023 had been sent out by City Clerk. A request for a new laptop to replace the old court laptop and clerk desktop was discussed. Vogeler made a motion to purchase a HP Laptop from Sam's Club at \$899 and to pay the re-installation of the court program to Advantage Computer, seconded by Bowers. Carried 5-0. The 2023 Treasurer report had been published and a request was made from MDCV for After Prom donation. Bowers made a motion to give \$100 to the After Prom fund, seconded by Speer. Carried 5-0.

The City building inspector statements on building conditions for 110 SW Maple, 129 and 133 NW Main, and 141 SW Main were reviewed. Vogeler made a motion to go into executive session for Attorney/Client privilege for 5 minutes at 7:33, Seconded by Haines. Carried 5-0. The public, City Clerk, and Maintenance Superintendent left the meeting. At 7:38 Bowers made a motion to return to the regular meeting, seconded by Haines. Carried 5-0. The council directed City Clerk to contact the City Building inspector to get the name of an engineer to obtain an inspection report on the buildings at 129 and 133 NW Main Street. Vogeler made a motion to start condemnation process and directed the City Attorney to draw up Resolution No 232 for hearing on the mobile home and attachment at 110 SW Maple Street., Speer Seconded. Carried 5-0. The ordinance case against 141 SW Main St was closed.

COUNCIL REPORTS –

BOWERS –Sunflower Days have been re-scheduled for June 14th & 15th 2024.

VOGELER- Reviewed prior agreement City had with KDOT Connecting links. Need to look into people living out of RV's inside the city limits.

NEW BUSINESS –

At 7:45 Vogeler made a motion to go into executive session to discuss non-elected personnel for 20 minutes, Seconded by Haines. Carried 5-0. Gary Kitt was asked to stay. All public and City Clerk left the meeting. At 8:05 Haines made a motion to return to regular meeting with no action taken, Seconded by Speer. Carried 5-0

UNFINISHED BUSINESS- NONE

Bowers MADE A MOTION TO ADJOURN MEETING, SECONDED BY Warner. CARRIED 5-0

ATTEST:

Tamara Massey, City Clerk

Randy Kirkpatrick, Mayor