

## CITY COUNCIL MINUTES

### CITY OF MELVERN

May 6, 2024

The City Council meeting was called to order AT 7:00 PM at City Hall. Council members Dan Bowers, Derek Haines, Kim Speer, Frank Warner 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).

**PUBLIC PRESENT:** Lisa Litch, Amy Cummings, Ashleigh Hanna, Larry Privat and Shane Weimer.

**MINUTES:** Warner made a motion to approve the minutes of the April meeting, seconded by Bowers, Motion carried 5-0.

**TREASURER'S REPORT:** Vogeler made a motion to approve Treasurer's Report as presented, seconded by Bowers, Motion carried 5-0

**PAID BILLS:** Motion made by Vogeler to approve the paid bills and approve payment of unpaid bills, Seconded by Bowers, Motion carried 5-0

#### **PUBLIC COMMENTS:**

Amy Cummings- Water run off is cutting into her driveway and affecting the houses down from her too. She asked if the city could do something about that ditch. Gary Kitt said he would look at it to see what the issue is.

Larry Privat – Complained about the neighbor Joshua Franks loud music at all hours, Joshua driving fast and erratic on the road with no driver's license. His house and yard is a big junk pile. People are going in and out of Mastell's vacant house at all hours. He has contacted the sheriff's office and they are not doing anything. The city discussed that he had been cited for the junk and cars. The case was being forwarded to the court. Shane Weimer also stated his disdain for the situation also and offered to help city if he could. They were advised to fill out complaint forms.

Lisa Litch – Asked the council if they would again help with the Sunflower days fair by paying half of the porta pots bill, providing water and electricity along with extra trash totes for the park. Vogeler made a motion to approve paying half the porta pot bill and supply utilities and trash cans to the park for Sunflower Days, Seconded by Bowers. Carried 5-0.

Lisa had talked to an engineer that was down looking at the Railroad bridge. He had said that in his opinion, the bridge was in good condition and appeared that raising of the bridge would be

the best solution. He would need to find out about the original base and pillars of the bridge before a formal opinion could be made.

**ATTORNEYS REPORT** – Presented Ordinance 461 (5 year Sewer Rate Plan). Vogeler made a motion to approve Ordinance 461, Seconded by Bowers. Carried 5-0

Presented Resolution 233 (Hearing on unsafe structures at 129/133 NW Main St) set for Aug. 5, 2024. Vogeler made a motion to approve Resolution 233, Seconded by Warner. Carried 5-0.

An investigator has been hired to locate and serve Cynthea VanValkenburg on the unsafe structure located at 110 SW Main St.

**MAYOR'S REPORT** – Submitted the 2024 Appointments. Presented council with a bid from Quality Built Construction on repairing sidewalks along main street and curb/guttering.

At 7:41pm, Vogeler made a motion to go into an executive session to discuss non-elected personnel for 5 minutes with the City Attorney and Gary Kitt, Seconded by Warner. Carried 5-0.

At 7:46pm Vogeler made a motion to return to regular meeting, Seconded by Haines. Carried 5-0. Vogeler made a motion to accept the termination of the Maint/Ordinance Officer position effective April 22, 2024, Seconded by Bowers. Carried 5-0.

Mayor discussed putting a cap on utility bills outstanding and raising the past due fee.

#### **EMPLOYEE REPORTS** –

Gary Kitt – Worked on playground equipment, finished the Lead/Copper Report, Craig Lacey will work on the sewer line, ADT got cameras working on city hall computer but they still have not replaced the camera for the pavilion.

Tamara Massey – March Sheriff's report reviewed, Received Thankyou cards from After Prom for donation and from Lyndon State Bank for paying off Backhoe. The Melvern Farmers Market starts June 1<sup>st</sup>, 2024 at the City Park Fair Barns. Discussed ADT monthly fees. City Municipal Judge had refunded the City for the part we paid for her conference since another organization paid for it.

Stella Heuer's "Celebration of Life" is May 26<sup>th</sup> @ noon at her home. If raining, the celebration will be at the Community Center.

#### **COUNCIL REPORTS** –

**Vogeler – Discussed renting a skid loader in July to work on streets and ditches.**

**NEW BUSINESS** – None

**UNFINISHED BUSINESS**- NONE

Vogeler made a motion to adjourn meeting, Seconded by Speer. Carried 5-0

ATTEST:

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Tamara Massey, City Clerk

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Randy Kirkpatrick, Mayor