

**CITY OF OSAGE CITY**  
**COUNCIL MEETING**  
**February 28, 2023**

**ROLL CALL:** Now on this 28th day of February 2023, the Governing Body of the City of Osage City, Kansas, met at the Osage City Council Chamber in said City. The following members being present and participating to wit: Mike Gilliland, Mayor. Council Members: Cathryn Houghton, Brian Stromgren, Bruce Schoepflin, Shirley Bausman, Jeff Tice and Jeanette Swarts. Council Member Eric Tincher on speaker phone. Excused: Council Member Sharon Larson. Officials present: Rick Godderz, City Attorney; Rod Willis, City Manager; Katie Hodge, Deputy City Manager/City Treasurer; Sadie Boos, City Clerk; Parks & Facilities Superintendent Gary Thompson; Dale Schwieger, Utility Director and Tom Harm, Police Detective. Others present: Broch Burton of Burton Tree & Lawn Service LLC and Kendall Broch of All American Hauling LLC.

**APPROVAL OF THE AGENDA:**

*Motion by Tincher, second by Schoepflin to approve the amended agenda. The motion was declared carried.*

**RECOGNITION OF VISITORS:** None

**APPROVAL OF THE CONSENT AGENDA:**

1. Approval of February 14, 2023 Regular Meeting Minutes
2. Approval of Resolution No. 1098 Controlled Burn Conditions and Parameters from Saturday April 1, 2023 to Wednesday May 31, 2023

*Motion by Schoepflin, second by Tice to approve the consent agenda. The motion was declared carried.*

**BUSINESS BEFORE THE COUNCIL:**

1. **Select contractor for the 2023 mowing season of 20 mows each for the Union Cemetery and American Cemetery with the option of bidding also for the 2024 mowing season. Bids received were from Pankaskie Co. LLC of Lebo in the amount of \$1,550 per mow in year one and year two for a total of \$31,000 each year for 2023 and 2024; Burton Tree & Lawn Service LLC of Osage City in the amount of \$1,650 per mow in year one for \$33,000 for 2023 and year two at \$1,900 per mow for \$38,000 for 2024; All American Hauling LLC of Osage City in the amount of \$1,750 per mow in year one for \$35,000 for 2023 and year two at \$2,000 per mow in year two for \$40,000 in 2024; and Hallgren Mowing & Snow Removal LLC of Osage City in the amount of \$1,750 per mow for \$35,000 total for 2023 with no bid for year two in 2024. Hallgren Mowing & Snow Removal LLC has been the contractor selected by City Council for the 2021 and 2022 mowing seasons – Parks & Facilities Superintendent Gary Thompson**

Discussion compared contract mowing to in-house mowing, with Parks & Facilities Superintendent Gary Thompson stating adding the cemetery mowing to the other city mowing of

parks, airport , ditches, right-of ways, etc. would require 2 full-time employees and 5 part-time employees to keep up. There is \$35,000 in the 2023 budget for mowing the cemeteries. City Attorney Rick Godderz emphasized the 2 year option if chosen locks the City in for the 2 years unless the contract is violated.

*Motion by Schoepflin, second by Tice to award the bid to Pankaskie Company, LLC for \$1,550 per mowing totaling \$31,000.00 each year for Year One 2023 and Year Two 2024. The motion was declared carried.*

**2. Authorization to purchase a 2021 Dodge Charger Pursuit 5.7 Hemi in the amount of \$25,100.00 from the Kansas Highway Patrol - Chief of Police Fred Nech**

Police Detective Tom Harm presented on behalf of Chief Nech, describing the 2021 Dodge Charger AWD with less than 50,000 miles and 5-year warranty from the Kansas Highway Patrol. Additional features include full police package including gun locks, The 2013 Dodge Charger will be sold on Purplewave.

*Motion by Schoepflin, second by Houghton to purchase the 2021 Dodge Charger in the amount of \$25,100.00 from the Kansas Highway Patrol. The motion was declared carried.*

**3. Approval of City County Connecting Links Agreement in the amount of \$342.00 for Link No. OS.C-1b (FAS 1250) located along California Street – Ryan Fine, Director of Public Works, Osage County, Kansas**

The City County Connecting Links Agreement is received each year from Osage County for the shared County Blacktop / California Street going east from Osage City to the airport.

*Motion by Tice, second by Houghton to approve the City County Connecting Links Agreement. The motion was declared carried.*

**4. Approval of Resolution No. 1099 Fixing a Time and Place and Providing for Notice of a Hearing before the Governing Body of the City of Osage City, Kansas Kansas, at which time the Owners, any Lienholders of Record and Occupants of the Property and Structure located at: Lots 38, 40 and 42, Admire & Scott Addition, City of Osage City, commonly known as 420 North 5<sup>th</sup> Street, may appear and show cause why such structures should not be condemned and ordered repaired or demolished as unsafe, dangerous and unfit for habitation structures, that a hearing be held April 18, 2023 at 7:00 p.m. in the City Council Room, 221 South 5<sup>th</sup> Street, Osage City, Kansas.**

Rod Willis stated that Code Administrator Jim Welch has contacted the property owners and tried to resolve the issues with the property owners on Agenda Items 4, 5 and 6 without any progress occurring. City Attorney Rick Godderz stated each Public Hearing Resolution must be published twice in the Herald-Chronicle and 30 days must pass after second publication before holding the Public Hearings.

*Motion by Schoepflin, second by Stromgren to approve Resolution No. 1099. The motion was declared carried.*

5. **Approval of Resolution No. 1100 Fixing a Time and Place and Providing for Notice of a Hearing before the Governing Body of the City of Osage City, Kansas** at which time the Owners, any Lienholders of Record and Occupants of the Property and Structure located at: S23, T16, R14E, PT SE ¼ Beg 250' N of NE Corner Inter MO PAC RR and 6<sup>th</sup> St; thence N 100'; E 150'; S 100'; W 150' to POB, City of Osage City, commonly known as 524 North 6<sup>th</sup> Street, may appear and show cause why such structures should not be condemned and ordered repaired or demolished as unsafe, dangerous and unfit for habitation structures, that a hearing be held April 18, 2023 at 7:00 p.m. in the City Council Room, 221 South 5<sup>th</sup> Street, Osage City, Kansas.

*Motion by Schoepflin, second by Tice, to approve Resolution No. 1100. The motion was declared carried.*

6. **Approval of Resolution No. 1101 Fixing a Time and Place and Providing for Notice of a Hearing before the Governing Body of the City of Osage City, Kansas** at which time the Owners, any Lienholders of Record and Occupants of the Property and Structure located at: Lots 34 and 36, Block 11, Wetherell's First Addition, City of Osage City, commonly known as 804 Market Street, may appear and show cause why such structures should not be condemned and ordered repaired or demolished as unsafe, dangerous and unfit for habitation structures, that a hearing be held April 18, 2023 at 7:00 p.m. in the City Council Room, 221 South 5<sup>th</sup> Street, Osage City, Kansas.

*Motion by Tincher, second by Schoepflin to approve Resolution No. 1101. The motion was declared carried.*

Deputy City Clerk/City Treasurer Katie Hodge realizing the April 18, 2023 Public Hearing date on approved Resolutions 1099, 1100 and 1101 was the week prior to the regular City Council meeting date of April 25, 2023, brought the issue to the City Council for amending:

*Motion by Schoepflin, second by Stromgren to amend Resolution No. 1099 to April 25, 2023 for the Public Hearing date. The motion was declared carried.*

*Motion by Tice, second by Schoepflin to amend Resolution No. 1100 to April 25, 2023 for the Public Hearing date. The motion was declared carried.*

*Motion by Schoepflin, second by Tice to amend Resolution No. 1101 to April 25, 2023 for the Public hearing date. The motion was declared carried.*

7. **Authorize the KMEA/Mid-States Division to install two SEL 735 meters, test switches, cover plates, and to program the meters on Power Plant Generator # 3 and Generator # 4 in the estimated cost of \$14,200 to be placed on the monthly energy bill. The meters allow KMEA to credit the City for electrical generation when operating the Power Plant – Utilities Director Dale Schwieger, KMEA Director of Engineering and Field Services Mike Schmaderer**

*Motion by Tice, second by Schoepflin to authorize KMEA/Mid-States Division to install two SEL 735 meters in the estimated cost of \$14,200 to be placed on the monthly energy bill for Power Plant Generator # 3 and Generator # 4. The motion was declared carried.*

- 8. Approval of Fireworks Permit for Public Display Application from Garrett’s Fireworks of Osage City on Saturday April 22, 2023 at dusk and application approval for Alcohol Consumption on Public Property City Use Permit on Saturday April 22, 2023 from 12:00 noon to 11:00 p.m. for the Annual Fireworks Demonstration to customers and retail operators.**

Rod Willis explained Garrett’s Fireworks has conducted their Annual Fireworks Demonstration for their customers and retail operators each year for the past 4 years since 2018 with no problems for the City with area residents getting to enjoy the fireworks also.

*Motion by Schoepflin, second by Houghton to approve the Public Display Application and Alcohol Consumption on Public Property Application for Saturday April 22, 2023 as presented. The motion was declared carried.*

- 9. Executive session for non-elected personnel to include Mayor and City Council, City Attorney, Deputy City Manager/City Treasurer, Utilities Director, City Clerk and City Manager for 15 minutes requested by Council Member Brian Stromgren.**

*Motion by Tice, second by Schoepflin to go into executive session for non-elected personnel to include Mayor and City Council, City Attorney, Deputy City Manager/City Treasurer, Utilities Director, City Clerk and City Manager for 15 minutes. The motion was declared carried.*

Executive session was entered at 7:55 p.m. and was closed at 8:10 p.m. with Mayor Gilliland declaring the meeting back in open session with no action taken.

*Motion by Schoepflin, second by Tice to go back into executive session for non-elected personnel to include Mayor and City Council, City Attorney, Deputy City Manager/City Treasurer, Utilities Director, City Clerk and City Manager for an additional 10 minutes. The motion was declared carried.*

Executive session was entered at 8:11 p.m. and was closed at 8:21 p.m. with Mayor Gilliland declaring the meeting back in open session with no action taken.

**IV. Adjournment:**

*At the request of Council Member Schoepflin and on his motion, seconded by Council Member Tice and carried unanimously, the meeting adjourned.*

**APPROVED:** \_\_\_\_\_  
Mike Gilliland, Mayor

**ATTESTED:** \_\_\_\_\_  
Sadie Boos, City Clerk