

CITY OF SEVERY

REGULAR BUSINESS MEETING

APRIL 3, 2023

7:00 P.M. AT CITY HALL, SEVERY KS

Present: Council President Marc Warren, Council Members Lyle Riggs, Rodger Kraft, Ron Robert, Clerk Tessa Riggs, Water Superintendent Paul Schmidt, Code Enforcement Officer Ken Kierl and City Attorney Alleen VanBebber (via zoom)

Absent: Mayor Donna Wiss

Guest: Robin Wunderlich, Ed Cornett, Sue Wunderlich and William Wunderlich

Council President Warren called the regular business meeting to order at 7:02 p.m. The Pledge of Allegiance was recited, and roll was called.

Robert moved to approve the March 15, 2023, special meeting minutes. Klepper 2nd. Motion passed 5-0.

Kraft moved to approve the March 6, 2023 meeting minutes. Riggs 2nd. Motion passed 5-0.

Riggs moved to approve the March bills as presented. Kraft 2nd. Motion passed 5-0.

Riggs moved to approve the Treasurer's reported as presented. Robert 2nd. Motion passed 5-0.

Code Enforcement Officer Kierl presented the council with a list of addresses that he would like to address that he believes are in violation of Ordinance 431. Clerk Riggs will send out 11 courtesy letters to the addresses presented.

Water Superintendent Schmidt gave his monthly report on several items, including doing a lake burn to include a fire training session. The dam inspection is completed. Schmidt reported Kevin Craig will be coming in this week so they can complete the drainage issue at West Main and S Road. Schmidt will need to apply more dirt to Louis Johnson's property, and then the job will be completed. Robert will contact Rick Batson regarding the hay bid at the lake. Schmidt will be adjusting the water coin dispenser cost this week so it will reflect the new

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price according to the utility ordinance that went into effect in April. Schmidt is going to need to order cold patch for the roads soon.

Under new business, the 40 yard roll off dumpster will be available May 1st – May 8th. Waste Connections sent Clerk Riggs a list of items that are and aren't allowable to dispose of. Clerk Riggs will post the flyer on the city website and distribute flyers around at businesses.

Robert will follow up with the current individual who has the hay bid at the lake.

Clerk Riggs reported the city received the 2022 Consumer Confidence Report from the state and there were no violations. Riggs posted a link on the city website; she will also put the available link on the bottom of the utility bills and a copy will be posted in the city hall. Also, a copy of how the report can be reviewed will go back to the state and to the county health department.

Klepper asked how the city controls the number of stray dogs. Riggs and Robert explained it has been mentioned in the past and what it would require to meet state regulations.

Riggs moved to adjourn at 8:15 p.m. Kraft 2nd. Motion passed 5-0.

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MINUTES OF SPECIAL MEETING OF APRIL 3, 2023

A scheduled hearing was held at 8:30 p.m. at City Hall. Present: Council President Marc Warren, Council Members Lyle Riggs, Rodger Kraft, Ron Robert, Clerk Tessa Riggs, Code Enforcement Officer Ken Kierl and City Attorney Alleen VanBebber (via zoom). Guests: Robin Wunderlich and Ed Cornett. In the absence of the Mayor, the meeting was conducted by Warren as Mayor Pro Tem.

The Council conducted the hearing regarding a public nuisance at 302 N. Kansas Avenue. On March 15, 2023, the council issued Resolution 2023-04, accepting the report of the public officer that a condition existing on this property is a public nuisance in violation of Ordinance 431. Code Enforcement Officer Ken Kierl and property owners William Wunderlich and Sue Wunderlich were present and presented testimony. No known occupant was present. A letter from an occupant, Kathie Newman, which had been delivered to City Hall, was admitted as evidence.

Robert stated that a 40-yard dumpster was brought onto the property on March 29, 2023, and will be removed on April 4, 2023. Kierl visited with Ms. Newman and advised her not to bring anymore items onto the property. Mr. Wunderlich said he understands that the property is in violation, but the items in the yard are not his and no money has changed hands. His only request was that the occupant pay him in full so that he could sign the property over to her. Mrs. Wunderlich mentioned that she does drive by the property a couple of times a day, as she is a bus driver. She said she has noticed there is a difference in the yard since the letters from the city allowing them 10 days to clean up. Mrs. Wunderlich said she is not denying that there are still a lot more items that need to go, but the occupant has made some attempt. Mrs. Wunderlich reported that she and Ms. Newman have a verbal agreement that the property will be sold by the Wunderlichs to Ms. Newman and paid in full by June 15, 2023. If that does not go through, the Wunderlichs will then take action to remove the occupants from the property. Ms. Wunderlich said that Ms. Newman is to have a medical procedure done on April 5, 2023,

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and she will be laid up for a couple of weeks. Robert stated his belief that she is not the only one in the house that can continue to take care of this situation. Councilman Riggs moved to recess into a closed meeting to deliberate and decide. Robert 2nd. Motion passed 5-0.

When the Council returned to open session, Warren reported that the Council has decided to extend the time to May 8, 2023, for William Wunderlich, Sue Wunderlich, and Kathie Newman to show substantial progress in cleaning up the property. The City will have a dumpster available for citizens from May 1 to May 8. Clerk Riggs stated Ms. Newman also does have weekly household trash services at this residence. Kierl will provide the council with a report at the next regular council meeting. Notice of the extension of time is to be provided by letter to the owners and occupant(s) at the owner's address and at 302 N. Kansas Avenue. Warren declared the hearing meeting concluded at 9:30 p.m.