

## **MINUTES OF MEETING OF CITY COUNCIL**

### **CITY OF OZAWKIE, KANSAS**

**May 12th, 2025**

A meeting of the City Council of Ozawkie, Kansas was held on May 12th, 2025 at the City Hall of Ozawkie, Kansas. The following Council members were present:

**Loren Lutes, Mayor**

**Kevin Klenklen**

**Laci Heller**

**Malcolm Griffin**

**Rob Fisher**

**Chris Feuerborn**

Also present were the following persons:

City Clerk- Mazi Barnes

Treasurer- Jamie Klenklen

Attorney- Tom Barnes

Maint. Supervisor- Mark Tenpenny

Residents- Sharon Branson, Jane Lanham, Pamela Barnum, Ellis Moses, Dana Gettel, Jessica Fillinger, Ryan Fillinger, Brandon Van Noy, Merrill Jacob, Joshua Taylor, Megan Taylor, Norah Taylor, Ken Miller

**The Council Meeting was called to order at 7:00 P.M.**

Mayor Loren Lutes led those present in the flag salute.

**Consent Agenda:** Mayor Lutes put forth the Consent Agenda with 1 change. Under New Business, item J) EBH Engineering Contract. A motion to approve the consent agenda as amended was made by Malcolm Griffin and was seconded by Rob Fisher. The motion passed unanimously.

**Regular Agenda:**

*Citizen Comments:* Dale Moses of 118 Sunset Ct. would like to thank Mazi for her efforts in putting on Easter and the Garage Sales but that going forward the city needs to establish some kind of committee to put on the events so that Mazi has additional help.

Sharon Branson of 726 Delaware mentioned that the Park Restrooms were a bit messy after the weekend and maybe needed to be cleaned more regularly. They also delivered the largest load of

hazardous material the city has had since putting on the city clean up. She would like for the council to help in brainstorming ideas on how to cut down on non-city residents dumping.

*Council Comments:* None

## **New Business**

### **a) Ordinance 25-4**

The Mayor reviewed Ordinance 25-4 that changes the City political sign policy to better align with the states. Political signs will be allowed to be erected 45 days prior to elections and must be removed no later than 2 days following. Signs will also not be allowed to be placed on any city owned property. A poll vote was taken and the ordinance passed 4-0.

### **b) Ordinance 25-5**

The Mayor reviewed Ordinance 25-5 that will change the Business License Fee from \$10 to \$25 and establishes the fee for a Fireworks Stand at \$500. A poll vote was taken and the ordinance passed 4-0.

### **c) A-Z Fireworks Stand Request**

This matter was tabled until next month's meeting as no representative was available.

### **d) Coffee Shop Request**

Jessica Fillinger and Branden Van Noy of 637 Delaware presented their business proposal for Sunrise Baristas LLC a community forward Coffee Shop that they wish to build on a portion of the city owned lot on Main St. They are hoping to be able to purchase 1 acre or at minimum ½ an acre. If their purchase and plans are approved they could be opened by Fall of 2025. The council has no objections to the plans of a coffee shop going in but agrees that before moving forward at the very least the contractor needs to lay eyes and feet on the lot in person to make sure the plans currently designed are sufficient.

### **e) Lot Purchase**

At last month's meeting Merrill Jacob presented his request to purchase the entirety of the city owned lot along Main St. for \$100,000 and if the council is not willing to sell the whole lot he would still be interested purchasing a tract of the lot next to his existing business roughly 136' X 175' for \$23,800. He feels it is irresponsible of the city to continue to hold the land when it could be making more money from real estate taxes and sales tax revenue and heavily encourages them to make a decision of some sort even if it is not his offer.

Arguments were made for both the pros and cons of selling the lot as a whole. A motion for the city to hire an engineer to expedite the process of re-platting the lot was made by Rob Fisher and was seconded by Laci Heller. The motion passed unanimously. Once the lot is re platted further lot negotiations can continue with all interested parties.

Merrill also requested a variance be made regarding the refinishing on the road in front of Lago Vista after the new sewer line is completed. Currently the Zoning Regulations state that it must be re finished in the same material that was removed but this particular spot

had both concrete and asphalt covering it and rather than putting both back down he would like to just do one or the other for a more appealing result. A motion to approve the repair using 6 in of concrete and a compacted material underneath was made by Kevin Klenklen and was seconded by Laci Heller. The motion passed unanimously.

#### **f) Annual Appointments**

A motion to approve the appointment of Mazi Barnes as City Clerk and Court Clerk was made by Rob Fisher and was seconded by Laci Heller. The motion passed unanimously.

A motion to approve the appointment of Mark Tenpenny as Maintenance Supervisor was made by Kevin Klenklen and was seconded by Malcolm Griffin. The motion passed unanimously.

A motion to approve the appointment of David Metzger as Maintenance Operator was made by Chris Feuerborn and was seconded by Malcolm Griffin. The motion passed unanimously.

A motion to approve the appointment of Jason Thompson as Grounds Caretaker was made by Kevin Klenklen and was seconded by Rob Fisher. The motion passed unanimously.

A motion to approve the appointment of Jamie Klenklen as Treasurer was made by Laci Heller and was seconded by Rob Fisher. The motion passed unanimously.

A motion to approve the appointment of Tim Bacon as Police Chief was made by Chris Feuerborn and was seconded by Malcolm Griffin. The motion passed unanimously.

A motion to approve the appointment of Tom Barnes as City Attorney was made by Rob Fisher and was seconded by Chris Feuerborn. The motion passed unanimously.

A motion to approve the appointment of Miranda Cohen as City Judge was made by Rob Fisher and was seconded by Malcolm Griffin. The motion passed unanimously.

#### **g) Street Repairs**

The Mayor presented a breakdown of the streets in town and how much area they have to cover and what it would cost per street to chip and seal. He also spoke with Approved Paving and they quoted \$30,000 to asphalt Sioux. Discussion took place over the comparison of chip and seal vs overlay and the additional prep work that needed done before anything else. A motion to overlay Sioux at a cost not to exceed \$35,000 after the patch work is done and then reevaluate chip and seal needs was made by Kevin Klenklen and was seconded by Laci Heller. The motion passed unanimously.

#### **h) Heritage Festival**

The next event for the city is the Heritage Festival which will be held sometime in the fall to allow enough planning time. City Clerk Mazi Barnes asks the council what it is they would like to see the Heritage Festival look like this year as it has grown and changed over the years. A general consensus was made that a survey of some sort needed to be put out to the residents regarding 1. If they want the city to continue with events. 2. What types of activities they want at those events and 3. If they are willing to be a part of a committee to help plan and put on the events. Mazi will put together a survey and get it out on the website and Facebook asap and a link will go on the water bills in June.

#### **i) Lot Sale**

The City purchased lots 36 and 38 on Sioux Dr. last year and now lot 37 between them is up for the tax sale this year. The Mayor would like to purchase that for the city so that it is a more easily developable area either for the city in some way or so that we may sell them for a residential development. A motion to approve the Mayor to attend the Tax Sale and purchase the lot for no more than \$600 was made by Malcolm Griffin and was seconded by Kevin Klenklen. The motion passed unanimously.

**j) EBH Engineering Contract**

Our regular engineering company CES will not be able to complete the Preliminary Engineering Report for our Water study grant in the time provided so EBH Engineering was contacted and has agreed to complete the PER for a sum of \$30,000 of the \$45,000 grant amount awarded. A motion to approve this contract was made by Rob Fisher and was seconded by Kevin Klenklen. The motion passed unanimously.

## **REPORTS**

**a) Mayors Report**

- It is time to begin discussion on the 2026 Budget. The Mayor provided a breakdown of the cities in Jefferson County and their Mill rates and evaluations, Ozawie comes in at the second lowest only surpassed by Perry.
- The City will meet with the Corp of Engineers on Monday May 19<sup>th</sup> for their annual Real Estate Inspection.
- The Mayor thanked all those who donated and or participated in our Easter event, a full breakdown can be found on the city website. Thank you again to our sponsors for helping make Easter a success.

**b) Planning & Zoning**

- An application for a deck addition at 308 Kansa was submitted and approved by Planning and Zoning. A motion to approve the application was made by Chris Feuerborn and was seconded by Rob Fisher. The motion passed unanimously.
- An application for a concrete patio addition at 613 Kansa was submitted and approved by Planning and Zoning. A motion to approve the application was made by Chris Feuerborn and was seconded by Kevin Klenklen. Rob Fisher abstained from the vote as it's his application. The motion passed unanimously.
- An application for a shop building at 500 Sioux was submitted and approved by Planning and Zoning. A motion to approve the application was made by Chris Feuerborn and was seconded by Rob Fisher. The motion passed unanimously.
- An application for a carport at 101 Coyote was submitted and approved by Planning and Zoning. A motion to approve the application was made by Chris Feuerborn and was seconded by Rob Fisher. The motion passed unanimously.

**c) Governmental Affairs**

Nothing to report.

**d) Law Enforcement**

Rob Fisher reads the police report that included 3 vehicle code enforcements, 3 grass code enforcements, 4 stop sign safety enforcements, 2 speed safety enforcements, 1 suspicious person report (door to door sales), 1 Disturbance, 3 alarm calls and 2 arrests.

Officer Ayres recovered a stolen vehicle following a vehicle pursuit and charges are now pending in District Court.

One male was arrested on an out of county warrant.

**e) Parks**

Kevin Klenklen has talked to Kate Shepard with Playscapes Recreation out of Yates Center and she has expressed interest in talking to the council regarding splash pads at next month's meeting.

**f) Streets**

Nothing to report.

**g) Utilities**

Kevin Klenklen asked Maintenance Supervisor Mark Tenpenny when the items for sale will be listed on Purple Wave and Mark responded that they have a couple ready to go but one still needs the accessories removed before being ready to sell.

A motion to adjourn was made by Rob Fisher and was seconded by Laci Heller. The motion passed unanimously.

The meeting adjourned at 8:45pm.