

LINDSBORG CITY COUNCIL
Lindsborg City Hall
September 19, 2022–6:30 p.m.
Meeting Minutes

COUNCILMEMBERS PRESENT:

Clark Shultz, Rebecca Van Der Wege, Kirsten Bruce, John Presley, Corey Peterson, Tanner Corwin

COUNCILMEMBERS ABSENT:

Blaine Heble, Emile Gallant

OTHERS PRESENT:

Kristi Northcutt, Roxie Sjogren, Zach Strella, Chief Michael Davis, Chris Lindholm, Jordan Jerkovich, Derrald and Roxanne Banz, Andrew Smith

The meeting was called to order at 6:30 p.m. by Mayor Shultz, followed by the pledge of allegiance.

PUBLIC INPUT

There was no public input.

AMENDMENTS TO THE AGENDA:

Mayor Shultz shared that the minutes for the September 6, 2022, meeting would be approved at the October 3, 2022, meeting.

MAYOR'S REPORT:

Mayor Shultz shared that Interviews were held last week for the open council position. The mayor thanked Councilmember Kirsten Bruce, City Administrator Kristi Northcutt and City Clerk Roxie Sjogren for their assistance in that process.

Next Monday, September 24, 2022, there will be a mayor's coffee held at 4:30 p.m.-6:00 p.m. at the Sundstrom Conference Center.

CONSENT AGENDA:

Councilmember Rebecca Van Der Wege moved to approve the minutes from the September 6, 2022, revenue neutral hearing, Payroll Ordinance 5380, and Purchase Order Ordinance 5381. Motion seconded by Councilmember Kirsten Bruce. The motion passed 5 -0 by roll call vote.

APPOINTMENTS:

Councilmember John Presley moved to appoint Andrew Smith as Ward 3 Councilman, Craig Lofton and Lloyd Rohr to Planning and Zoning and Wesleigh Bishop to the Public Safety Committee. Seconded by Tanner Corwin and passed 5-0 by voice vote.

Councilmember Smith took his seat at the dais and participated in the remainder of the meeting.

PLANNING AND ZONING:

No report.

OLD BUSINESS:

Mobile Food Vending Policy Review-Ordinance 5349

Following the City Council Meeting on Tuesday, September 6, 2022, the Community Development Department was tasked with providing context regarding the Mobile Food Vending Map found on page 15 of the Mobile Food Vending Policy Manual Version 1.0 that was provided to Council. The following information shared by Community Development Director Jordan Jerkovich summarizes conversations held by the Planning Commission (“Board”) over five meetings between June 8, 2021, and February 22, 2022, as it specifically relates to parking regulations.

June 8, 2021 – Board begins discussion of parking and agrees that location should be restricted to commercial and industrial zones. (Meeting minutes provided to Council)

July 27, 2021 – Board questions how best to regulate parking, including in front of stores and distance from commercial zones. (Meeting minutes provided to Council)

September 21, 2021 – First draft map presented (copies provided to Council). Map includes four zones in downtown C-2 retail business district. Board recommends to open four zones without restriction and study the effects during the pilot program. (Meeting minutes provided to Council)

January 18, 2022 – Second draft map presented (copies provided to Council). Map opens entire C-2 retail business district (direction and input from staff). Board asks for more information from existing food truck programs to inform consideration of parking in relation to established brick-and-mortar restaurants. Considerable conversation taking place and concern about competing food trucks in front of brick-and-mortar restaurants – e.g., Freddy’s truck in front of Farley’s; Scooter’s truck in front of Blacksmith. (Meeting minutes provided to Council)

February 22, 2022 – Third draft map presented (copies provided to Council). Map creates six at-large zones in downtown retail business district with restrictions in front of established brick-and-mortar restaurants. Mobile Food Vendor Policy Manual version 1.0 passed unanimously for recommendation to City Council. (Meeting minutes provided to Council)

March 7, 2022 – City Council Meeting: Council President Rick Martin moved to approve Ordinance No. 5349 and the corresponding Mobile Vending Policy Manual Version 1.0 to establish the Mobile Food Vending Pilot Program. Seconded by Blaine Heble and passed 7-0 by roll call vote. Pilot program to not exceed one year and will include the collection of quantitative and qualitative data to inform amendments, as necessary, to the Mobile Food Vending Policy Manual Version 1.0. (Meeting minutes provided to Council)

Staff recommends full consideration of all quantitative and qualitative data collected through the conclusion of the Mobile Food Vending Pilot Program in order to inform amendments, as necessary.

Council requested that City Attorney Zach Strella review the information and report back to Council.

NEW BUSINESS:

Standard Traffic Ordinance – Ordinance No. 5381

Each year, the League of Kansas Municipalities publishes the latest version of the Standard Traffic Ordinance (STO) Book for Kansas Cities addressing traffic violations that includes changes/updates after the legislative session. The following sections were modified in the 49th edition of the STO published in 2022:

Section 1. Definitions.

Section 10.1. Funeral Processions and Section 119. Parades and Processions.

Section 30. Driving Under the Influence of Intoxicating Liquor or Drugs; Penalties.

Section 30.1. Driving Commercial Motor Vehicle Under the Influence of Intoxicating Liquor or Drugs; Penalties.

Section 30.5. Commercial Driver's Licenses: Diversion Agreements Not Allowed.

Section 126.1.1. Display of License Plate.

Section 135. Electric-Assisted Bicycles, Traffic Law Application.

Councilmember Kirsten Bruce moved to approve Ordinance No. 5381, adopting the Standard Traffic Ordinance Book for 2022. Seconded by Councilmember Rebecca Van Der Wege and passed 6-0 by roll call vote.

Uniform Public Offense Code – Ordinance No. 5382

Each year, the League of Kansas Municipalities publishes the latest version of the Uniform Public Offense Code (UPOC) Book for Kansas Cities “designed to provide a comprehensive public offense ordinance for cities” that includes changes/updates after the legislative session. The following sections were modified in the 38th edition of the UPOC published in 2022:

Section 1.1. Definitions.

Section 3.2.1. Sexual Battery.

Section 6.1. Theft.

Section 6.5. Criminal Deprivation of Property.

Section 6.18. Motor Vehicle Dealers; Selling Motor Vehicles Without a License.

Section 7.5. Distribution of Unattributed Applications for Advance Voting Ballots.

Section 7.14. Electioneering.

Section 7.15. Intimidation of a Witness or Victim.

Section 9.9.5. Unlawful Possession of a Simulated Substance.

Section 10.30. Operating an Aircraft Under the Influence.

Section 10.30.1 Same; Preliminary Breath Test.

Section 10.30.2. Same; Definitions.

Section 11.8. Gambling.

Councilmember Kirsten Bruce moved to approve Ordinance No. 5382, adopting the Uniform Public Offense Code Book for 2022. Seconded by Councilmember John Presley and passed 6-0 by roll call vote.

Sewer Maintenance

Each year as part of the normal sewer maintenance plan, a contractor will come in and clean a given amount of sewer lines throughout the city. Typically, staff will direct them to clean known problem areas, and then they will work on other areas where staff may have had some concerns in the past. Lastly, they will clean lines to try and cover a certain area of town or clean a complete length of line from beginning to end. This program was started 25 years ago and has resulted in a drastic reduction in sewer backups. Years ago, it was not uncommon to have 12 to 15 sewer backups each year; in recent years, there have been one or two, and some years there have been none. This reduction can be directly attributed to the proactive approach to sewer maintenance.

There are few companies that continue to do this work. There have been a couple of companies in Wichita with whom the City has dealt with in the past, and unfortunately, one has not been responsive when quotes are requested. However, Mayer Specialty Services has been a very reliable company and has always provided Lindsborg with very good service.

Councilmember Tanner Corwin moved to approve the quote from Mayer Specialty Services to clean sewers as part of the annual sewer maintenance program at a price \$8,500 but not to exceed \$10,000.00. Seconded by Councilmember John Presley and passed by 6-0 by roll call vote.

Audit Fee

This is year three of a three-year agreement for audit services from Adams Brown. While the agreement is for three years, the funding needs to be approved annually. The audit fee for 2022 is \$20,150.00.

Councilmember Rebecca Van Der Wege moved to approve the audit fee of \$20,150.00 from Adams Brown for audit services for the 2022 fiscal year. Seconded by Councilmember Kirsten Bruce and passed 6-0 by roll call vote.

Digital Billboards

Lamar has offered a reduced rate to place digital billboards in the Oklahoma City Metro area. CVB staff has contacted members of the business community and the Wichita Convention & Visitors Bureau to partner to place billboard ads from October–December 2022 and again for three months in the spring of 2023.

Staff expects these billboards to be beneficial for overnight stays to Lindsborg and to introduce a larger number of I-135 travelers to Lindsborg who would continue to visit for many more years. Two Lamar billboards will be in strategically placed, offering advertising at both ends of the OKC travel corridor to be seen by OKC residents, travelers to OKC, and those traveling through the northbound I-135 corridor. The Wichita Convention & Visitors Bureau (Visit Wichita) can track phones that are in the area of these billboards that enter the geofenced area that they set up as a boundary to meet criteria for these ads. Two guaranteed billboards will be contracted at a cost of \$4,400 per month.

Currently, 15 entities are partnering to collectively meet this total billboard contract cost.

The CVB has applied for an additional grant with an October award, that would allow these ads to run for an extended time, possibly through Svensk Hyllningsfest in 2023.

Councilmember John Presley moved to approve of the use of \$1,590 from Transient Guest funds, to be supplemented by other funds and remitted by the City of Lindsborg to Lamar for digital billboard service. Seconded by Tanner Corwin and passed 5-0 with Councilmember Corey Peterson abstaining

Sundstrom Conference Center Air Conditioner Repair

The Sundstrom Conference Center has two HVAC systems—an LG system and a Lennox. Several months ago, Council approved a repair to the LG system in the amount of \$9,800. A repair to the Lennox was budgeted for \$2,100 but due to complications, it cannot be repaired; rather, the coil needs to be replaced.

Staff obtained three quotes for this coil repair, all of which include the same details:

Pestinger Heating & Air	\$6,280.00
BCS	\$10,600.00
Callabresi	\$7,160.00

The condenser coil is currently not available and has an unknown lead time. The earliest that Pestinger believes that they could receive the coil is about three weeks, so the order is time sensitive.

Councilmember Kirsten Bruce moved to approve the quote from Pestinger Heating & Air for a condenser coil for the Sundstrom Conference Center for \$6,280.00. Seconded by Councilmember Andrew Smith and passed 6-0.

EXECUTIVE SESSION:

There was no executive session.

ADJOURNMENT:

Councilmember Kirsten Bruce moved for adjournment, seconded by Councilmember Andrew Smith, and passed 6-0. Meeting was adjourned at 7:44 p.m.

Respectfully Submitted,
Roxie Sjogren, CMC
City Clerk