

**Regular Meeting  
April 5, 2022  
6:00 p.m.**

The Board of City Commissioners of the City of Herington, Kansas met at City Hall at 6:00 p.m. on the above date – the following being present: Mayor Eric Gares, Commissioner Vance Donahue, Commissioner Debi Urbanek, Commissioner Robbin Bell, and Commissioner Ben Castleberry. Also in attendance were City Manager Branden Dross, City Attorney Brad Jantz, City Clerk Megan Lawrenz, Chief of Police Chad Langley, Officer Brian Schantz, Officer Allen Cottone, Neighborhood Enforcement Officer Crystal Parris, Carl Urbanek, Larry Mann, Janet Wade, Marcus Hawkes, Shelly Idleman, Kennedy Idleman, Jeanne Schantz, Kimberly Schantz, Kathy Chrin, Jerry Chrin and Cynthia Naylor

The meeting opened with the Pledge of Allegiance.

Mayor Gares called the meeting to order. Commissioner Bell made a motion to approve the minutes from the regular city commission meeting on March 15, 2022, seconded by Commissioner Castleberry. Motion carried 5-0.

Public Forum - Butch Knight – 485 Sand Lane – Lakes.

Additional Agenda Items – Table item 10. Add 12a D&A fiberglass installation at pool \$31,520. Add 26a Isabel Schmedemann resignation from housing board. 23a Discuss rec center.

Approval of Agenda – Commissioner Urbanek made a motion to approve the agenda striking number 10, adding 12a -Discuss and action on fiberglass installation at the pool for \$31,520, and adding 23a – Discuss Rec Center and adding 26a – Isabel Schmedemann's resignation from the Herington Housing Authority board, seconded by Commissioner Bell. Motion carried 5-0.

Police Update – There were 226 calls for service. 33 traffic stops and 4 arrests (3 misdemeanor and 1 felony). Additional training coming as officers take their new positions. One spot open. New officer to start on 26<sup>th</sup>. May 9<sup>th</sup> academy start date. Burglaries throughout the area. Officer Canby encountered several suspects and has helped close many cases.

Detective Pinning of Allen Cottone.

Sergeant Pinning of Brian Schantz.

Fire Update – Tabled to the next meeting.

Neighborhood Enforcement Update – Big Blue – Mr. Kossman is under the impression that the city stopped his work, but it is more of a state issue. Looking at right of way for porch, if Mr. Kossman gets the survey done Branden will deed the land. Mayor Gares asked Crystal to reach out and see if we can get an update. Follow up is being completed on the vacant building ordinance for property owners who have not responded. Staff is looking for active utilities, business signage with phone numbers or contact information, or for sale/rent signs. Two applications for solar have been received, she is working with David on getting them approved, but work started before the permits were approved. Crystal is still working with the Planning Commission to come up with a solution for RV parking.

Water Treatment Plant Change Order - Project Update – 95% complete. Remaining site paving waiting on specialty parts for ozone. \$50-60 under loan amount. Recycle meter addition \$4897.99, Effluent meter \$17,080.93, Wiring and Conduit \$13,965.00, Turbidity Meter \$16,176.52. Total increase for pay app 7 \$52,120.44. Expected completion in June 2022. Commissioner Bell made a motion to approve change order #7 for \$52,120.44, seconded by Commissioner Urbanek. Motion carried 5-0.

12a. Mid America Pool is coming to do warranty work. It would be approximately \$82k to replace the tile, instead city staff recommends carrying the fiberglass up to the lip of the pool. Will use donation money from the Hospital. This should allow the pool to open this year and will be a fix for the next few years.

Commissioner Bell made a motion to approve the \$31,520 to replace the tile with fiberglass, seconded by Commissioner Urbanek. Motion carried 5-0.

Revisions to Chapter 17 of the Zoning and Subdivision Regulations – Commissioner Urbanek made a motion to approve the recommendations on Revisions to Chapter 17 of the Zoning and Subdivision Regulations, seconded by Commissioner Bell. Motion carried 4-1, with Commissioner Donahue casting the dissenting vote.

Father Padilla and North Park – Marcus and Leo got assistance from Oswald installing new bridge. Lots of compliments. Grants have been turned in for grandstand repairs. Bathrooms are up and running. Fountain is working as of yesterday. Concerns on temporary fence/landscaping at Father Padilla, Janet Wade took volunteers to manage that area, Janet is hoping to have the temporary fence down in about a week. Commissioner Donahue would like to see the fencing down as soon as possible for safety concerns.

Comprehensive Plan Slogan – The Herington Planning Commission presented the following: Herington Awaken the Future, Herington Tomorrow, Awaken Herington 2040. Mayor Gares made a motion to approve Herington Tomorrow, Debi seconded. 5-0.

UPTICC Grant Update –There are 2 pending applications. Wrench Ratz received a grant of \$3400. Luxe Downtown will be receiving their \$5000 grant this week.

Arbor Day Proclamation – Arbor Day will be celebrated on 4/29/2022.

Update on Trapp Street CCLIP Project – The state declined moving forward with 2–3-million-dollar project. The state did encourage the City to apply for a 1-million-dollar grant, funded 100%, or at the most a 10% city contribution.

City Insurance Policy Renewal for \$207,751 - Commissioner Bell made a motion to approve the City of Herington insurance policy renewal with EMC for \$207,751, seconded Commissioner Donahue. Motion carried 5-0.

Code of Ethics – Commissioner Bell made a motion to approve the code of ethics pending staff review for clerical and grammatical errors from March of 2022, seconded by Commissioner Urbanek. Motion carried 4-1, with Commissioner Donahue casting the dissenting vote.

KDOT Grant to Replace HRU Airport Beacon Not to Exceed \$18,000 - Commissioner Urbanek made a motion to approve receipt of grant not to exceed \$18,000 and authorize the mayor's signature, seconded by Commissioner Donahue. Motion carried 5-0.

Abatement of Special Assessments of \$1,613 on 201 S 11<sup>th</sup> Street – Commissioner Urbanek motion to decline abatement until the property is cleaned up seconded by Mayor Gares. 5-0.

**ORDINANCE 1861**  
**AMENDING THE CODE OF THE CITY OF HERINGTON, KANSAS, TO REPEAL AND REPLACE**  
**CHAPTER V, ARTICLE 6, SECTION 5-603 IN ITS ENTIRETY, REGULATING FIREWORKS IN THE**  
**CITY OF HERINGTON, KANSAS.**

Commissioner Bell made a motion to approve 1861, and authorize the mayor to sign, Commissioner Urbanek seconded, 4-1 with Mayor Gares casting the dissenting vote.

23a Rec Center – Commissioner Castleberry asked if the city was interested in taking over the Rec Commission – School superintendent thinks that the city could take over as soon as next month. Commissioner Castleberry asked that Branden attend the next school board meeting.

Carol Riffel's Application for Reappointment to the Library Board Term to Expire 4/30/2026 – Commissioner Bell made a motion to approve Carol Riffel's application for reappointment to the Library Board Term to Expire 4/30/2026, seconded by Commissioner Donahue. Motion carried 5-0.

Debbie Wendt's Application for Reappointment to the Library Board Term to Expire 4/30/2026 – Commissioner Bell made a motion to approve Debbie Wendt's application for reappointment to the Library Board term to expire 4/30/2026, seconded by Commissioner Urbanek. Motion carried 5-0.

Cynthia Naylor's Application for Reappointment to the CVB Board Term to Expire 4/30/2023 – Commissioner Bell made a motion to approve Cynthia Naylor's Application for Reappointment to the CVB Board term to expire 4/30/2023, seconded by Commissioner Urbanek. Motion carried 5-0.

26a Isabel Schmedemann's Resignation from the Herington Housing Board – Commissioner Urbanek made a motion to approve Isabel Schmedemann's resignation from the Herington Housing Board, seconded by Commissioner Bell. Motion carried 5-0.

City Manager Comments - 65 comp plan survey responses have been received. Next Thursday, April 14<sup>th</sup>, 2022, KU students will be here for a work session.

Commissioner Comments

Commissioner Bell – Reminded staff to work on Airport leases. There are some discrepancies. Remind employees to check on anyone who is connected to hydrants. Reminded staff to get roads, bathrooms, campsites, electrical ready out at the lake.

Commissioner Castleberry – Nothing.

Commissioner Urbanek – Asked about the status of getting records software, Branden has received a few quotes \$7500-\$10,000. Will have it budgeted for next year.

Commissioner Donahue – Asked when the fence would be down at the park, Vance wants the fence to be taken down as soon as possible. Pond and bridge look great.

Mayor Gares – He will be attending the governing body institute in Manhattan on 4/29 and 4/30, and mayor's conference. Encouraged commissioners to take advantage of league training. Asked for clarification on UPOC 705A2 – The City Attorney said it is unenforceable (it is currently in our code) anything that may come through would be dismissed. In about 3 months it should be purged so we may not need to do anything, because we will be adopting the new versions soon.

Commissioner Urbanek made a motion to adjourn, seconded by Commissioner Castleberry. Motion carried 5-0.