

This is a business meeting of the governing body for the City of Herington. There is no implied or expressed right for persons outside the governing body to speak or voice their opinion unless specifically recognized by the chair.

**Regular Meeting
August 15, 2023
6:00 p.m.**

1. Pledge of Allegiance
2. Call to Order
3. Public Forum
4. Additional Agenda Items:
5. Approval of Agenda

Motion _____ Seconded _____ Action _____
Commissioner McDonald, Commissioner Castleberry, Commissioner Urbanek
Commissioner Gares, Mayor Bell

6. Consent Agenda
 - i. Minutes of the Regular Meeting August 1, 2023
 - ii. Minutes from the Special Meeting August 7, 2023
 - iii. Resolution for Temporary Waiver of Liquor/CMB Requirements for Broadway Station Event
 - iv. Approve Jacki Thome's application for the CVB, term to expire August 31, 2025

Motion _____ Seconded _____ Action _____
Commissioner McDonald, Commissioner Castleberry, Commissioner Urbanek
Commissioner Gares, Mayor Bell

7. Police Update
8. Fire Update
9. Neighborhood Services Director Update
10. Update on 112 W. Main Street structural and cosmetic repairs
11. Discussion on sale of City-owned properties and City Manager authority
12. Executive Session – I move that the Herington City Commission recess into Executive Session, pursuant to the consultation with an attorney on matters that would be deemed privileged in the attorney-client relationship exception K.S.A. 75-4319(b)(2) in order to discuss potential litigation to include the following:

- Governing Body
- City Manager
- Fire Chief
- City Attorney
- _____

13. Executive Session – I move that the Herington City Commission recess into Executive Session, Pursuant to the Personnel matters of non-elected personnel exception, K.S.A. 75-4319(b)(1) in order to discuss personnel matters to include the following:

- Governing Body
- City Manager
- City Attorney
- _____

14. City Manager Comments

15. Commissioner Comments

16. Adjourn

Motion _____ Seconded _____ Action _____
Commissioner McDonald, Commissioner Castleberry, Commissioner Urbanek, Commissioner Gares, Mayor Bell

To join the City Commission meetings from your computer, tablet, or smartphone, go to
<https://www.youtube.com/channel/UCbvSBw6l4w85XQHSX0S1BXg> Public Forum Comments can be
dropped in the deposit box or emailed to cityoffice@cityofherington.com.

**Regular Meeting
August 1, 2023
6:00 p.m.**

The Herington City Commission met on the above date and time in the commission chambers at City Hall. In attendance were Mayor Robbin Bell, Commissioner Eric Gares, Commissioner Debi Urbaneck, Commissioner Ben Castleberry, Commissioner Dan McDonald, City Manager Thatcher Moddie, City Attorney Brad Jantz, and City Clerk Megan Lawrenz. Also in attendance were Larry Mann, Christine McDonald, Carl Urbaneck, Cynthia Naylor, Lindy Blank, Andrew Laughlin and Dennis Vasholtz.

The meeting opened with the Pledge of Allegiance.

Mayor Bell called the meeting to order.

Public Forum – None.

Additional Agenda Items – None.

Approval of Agenda – Commissioner Gares made a motion to approve the agenda, seconded by Commissioner Castleberry. Motion carried 5-0.

Consent Agenda – Commissioner Gares made a motion to approve the consent agenda including the Minutes of the Regular Meeting July 18, 2023, Minutes of the July 17 Budget Workshop, and the Minutes from the Special CVB Meeting May 1, 2023, seconded by Mayor Bell. Motion carried 5-0.

City Budget and RNR Hearing – Commissioner Urbaneck made a motion to set the City Budget Hearing for August 22, 2023 at 6:00 PM in conjunction with the RNR hearing and directed staff to notify the county clerk and newspaper, seconded by Commissioner Gares. Motion carried 5-0.

Construction for 77/56 Highway Utility Project Casey's in the amount of \$197,678.20 – Commissioner Urbaneck made a motion to approve awarding Olgoonik's bid as best bidder for the 77-56 Highway Utility Project, subject to final closing documents and authorizing the mayor's signature, seconded by Mayor Bell. Motion carried 4-1, with Commissioner Castleberry abstaining from the vote.

Update from Discs Unlimited on Disc Golf in Herington – Andrew Laughlin a Discs Unlimited representative – 1883 Union Rd, Chapman - Went over plans to update the disc golf course at Father Padilla Park, Andrew was looking for the commission's support allowing them to start finding sponsorships for the upgrades. The Commissioner's consensus was to give them approval to start. Commissioner Gares made a motion to give approval to Discs Unlimited to proceed with the plan at Father Padilla Park, seconded by Commissioner Castleberry. Motion carried 5-0.

Resolution to enter into MOU Agreement with Discs Unlimited on Potential New Lake Disc Golf Course.

RESOLUTION 984

A RESOLUTION OF THE CITY OF HERINGTON AUTHORIZING THE MAYOR TO SIGN A MEMORANDUM OF UNDERSTANDING WITH DISCS UNLIMITED, INC. REGARDING THE CREATION OF DISC GOLF COURSES IN THE VICINITY OF THE CITY LAKE

Commissioner Bell made a motion to approve the resolution in the next sequential order and authorize the mayor's signature, seconded by Commissioner Urbaneck. Motion carried 5-0.

Proposed 2024 budget from the Herington CVB – Commissioner Gares made a motion to accept the proposed 2024 budget from the Herington CVB, seconded by Commissioner Bell. Motion carried 5-0.

Resolution adopting an MOU Agreement with USD 487 on a School Resource Officer position.

RESOLUTION 985

A RESOLUTION OF THE CITY OF HERINGTON AUTHORIZING THE MAYOR TO SIGN A MEMORANDUM OF UNDERSTANDING WITH USD 487, INC. REGARDING THE AGREEMENT FOR IMPLEMENTATION OF A SCHOOL RESOURCE OFFICER.

Commissioner Urbanek made a motion to approve the resolution in the next sequential order and authorize the mayor's signature, seconded by Mayor Bell. Motion carried 5-0.

Discussion on proposed Walking Trail on C-Street to USD 487 – Work has started on the walking trail, and a lot of brush has been cleared already. Staff recommend using millings that we already have as a base and purchasing some gravel to connect the city's portion of the trail to the school's trail.

Executive Session – I move that the Herington City Commission recess into Executive Session, pursuant to the consultation with an attorney on matters that would be deemed privileged in the attorney-client relationship exception K.S.A. 75-4319(b)(2) in order to discuss potential litigation to include the following: Governing Body, City Manager, City Attorney and Fire Chief via phone, with the open meeting to resume at 7:19pm, seconded by Commissioner Gares. Motion carried 5-0. The regular meeting resumed with no action taken.

City Manager Comments – Staff is completing some road patching this week while it is warm outside. The meter reader position/water distribution position has been posted this week, current employee is moving to the street department. Thatcher is assessing the housing authority, has spoken with Deana Lewis who put him in touch with her boss, he will continue to give the commission updates. Budget and RNR hearing on 8/22, will also have condemnation hearings on the trailer properties. Brad is working on the formal closing and staff recommends giving the Lawrenz's 60 days to finish vacating the property. Department updates will be at the next meeting. VFW invitation to the 911 Remembrance Walk on, Monday 9/11/2023.

Commissioner Comments

Commissioner McDonald- Thanked staff for getting the sign put up on Hastings building.

Commissioner Castleberry – BC motors moving to new location on August 7th.

Commissioner Urbanek – None.

Commissioner Gares – Is requesting information on the VBO Ordinance, Brad will update at the next meeting. There is a truck in front of a speed limit sign on Main.

Mayor Bell – None.

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

Megan Lawrenz, City Clerk

**Special Meeting
August 7, 2023
6:30 p.m.**

The Herington City Commission met on the above date and time in the Commission Chambers at City Hall. In attendance were Commissioner Gares, Commissioner Urbanek, Commissioner Castleberry via phone, Commission McDonald via phone, City Manager Thatcher Moddie and City Clerk Megan Lawrenz.

The Meeting opened with the pledge of allegiance.

Vice-Mayor Gares called the meeting to order.

Approval of Agenda – Commissioner Urbanek made a motion to approve the agenda, seconded by commissioner Gares. Motion carried 4-0.

Resolution to set the Revenue Neutral Rate Hearing for Monday, August 21, 2023, at 6:00pm

RESOLUTION 986

**A RESOLUTION OF THE CITY OF HERINGTON, KANSAS REGARDING THE GOVERNING BODY'S
INTENT TO LEVY A PROPERTY TAX EXCEEDING THE REVENUE NEUTRAL RATE**

Commissioner Urbanek made a motion to approve a resolution in the next sequential order setting the Revenue Neutral Rate Hearing for Monday, August 21, 2023, at 6:00 PM and authorizing the vice-mayor's signature, seconded by Commissioner Gares. Motion carried 4-0.

Adjourn – Commissioner Urbanek made a motion to adjourn, seconded by Commissioner Gares. Motion carried 4-0.

DRAFT

Megan Lawrenz, City Clerk

RESOLUTION NO.

A RESOLUTION GRANTING TEMPORARY EXEMPTION FROM THE REQUIREMENTS OF CHAPTER 3, ARTICLE II, SECTION 3-204 PROHIBITING CONSUMPTION OF ANY ALCOHOLIC LIQUOR OR ENHANCED CEREAL MALT BEVERAGE ON PUBLIC PROPERTY WITHIN THE CITY LIMITS OF THE CITY OF HERINGTON, DICKINSON COUNTY, KANSAS.

WHEREAS, the City of Herington, Kansas generally prohibits consumption of alcoholic liquor or enhanced cereal malt beverages on public property within the city limits; and,

WHEREAS, the governing body desires to allow for temporary exemptions from such a general prohibition by resolution lawfully approved by majority vote of the governing body; and,

WHEREAS, the governing body has received a request for an exemption for a public event to be held on city property and deems it appropriate to allow for a temporary exemption.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF HERINGTON, KANSAS:

1. The governing body hereby finds that a temporary exemption should be granted for possession and consumption of any cereal malt beverage including enhanced cereal malt beverages defined as having an alcohol concentration of no more than 6.0% by volume and alcoholic liquor, on certain public property identified in paragraph 2 of this resolution.
2. The exemption shall apply only to a clearly defined, fenced and secure area in and on the area commonly known as the Herington Fairgrounds within the city limits of the City of Herington, Kansas. Such defined area as established, and any signage or surrounding security barriers identifying the prescribed area, shall be approved in advance by the Herington Police Chief.
3. The exemption shall be allowed on Saturday, August 19, 2023, from 11:00 a.m. until Sunday, August 20 at 2:00 a.m. at which time such temporary exemption shall expire. The exemption shall extend to the immediate sidewalk near the business at 1 N Broadway St, Herington, KS 67449. No alcoholic beverages shall be allowed on the street or beyond the adjacent sidewalk. Barriers establishing the drinking area shall be put in place.
4. Such exemption shall apply for the possession and consumption of enhanced cereal malt beverages and alcoholic liquor.

5. All necessary permits authorizing the possession and consumption of any cereal malt beverage on Public Sidewalk, including enhanced cereal malt beverages and alcoholic liquor shall be timely applied for and granted by the appropriate licensing agency in advance of the noted date herein as a precondition for award of this exemption.

ADOPTED AND APPROVED by the Governing Body of the City of Herington, Dickinson County, Kansas this 15th day of August, 2023.

Robbin Bell, Mayor

ATTEST:

DRAFT

Megan Lawrenz, City Clerk



RECEIVED
JUL 19 2023
CITY OF HERINGTON

OFFICE USE:
Term Length _____
Appointed Date _____
Expiration Date _____

Advisory Board Application

The City of Herington is committed to citizen involvement. A significant portion of that commitment involves our area residents' participation on advisory boards. We have found that the recommendations advisory boards present to the City Commission are invaluable in the decision making process. This questionnaire is designed to assist the City Commission in filling advisory board vacancies.

Advisory Board of interest to you Visit Herington/CVB

Name: Jacki Thome Address: [REDACTED]

Phone Number: [REDACTED] Email Address: [REDACTED]

➤ **Why do you want to become a member of an Advisory Board?**

I would like to be part of the community and see being active in Visit Herington as a positive way to participate. Visit Herington, as a tourist related committee, will help bring revenue into Herington and puts us on the map.

In 2022, our family looked at many towns to move to in our transition to Fort Riley and found Herington to meet the safe, small town atmosphere that would be a great place to raise my family and put down roots. Out of all the towns I looked at, Herington won my heart.

There are many positive features about Herington; the schools, the library, the school age activities, the hospital, the rural atmosphere, the lakes, the swimming pool, the parks, etc. Being able to share these features with others is real desire of mine.

➤ **If you were to suggest goals to accomplish in the coming year for the current Advisory Board for which you are interested, what would they be?**

I have seen many towns in our country that flourish because of the aesthetics. People love local sourced products. Herington has access to many local sources of food, hand crafts, and artists that can be built upon to create tourist industries here. There is a rich history that can be reflected in tourist related activities, helping to bolster our economy. My goal is to participate in these activities and to promote Herington's rich history in westward expansion.

Another goal is to help create economic development using our local resources like the fair grounds, parks, railway, trail, lakes, etc. to create jobs through tourism related events.

➤ **Describe any past experiences you might have that would enhance the performance of this board.**

If I describe myself, I am a people person and enjoy interacting with them. I have experience working with all ages and personalities. I enjoy planning events like birthday parties, church events, and Army Family Readiness Group (FRG) events. I've worked on promotional material for salons doing person to person outreach. I was involved in community outreach for reforestation in my Oregon town. I find doing promotional and advertising work very satisfying.

Thank you for your interest in the City of Herington Advisory Boards system. Please feel free to contact the City Manager or City Clerk at 785-258-2271 with questions regarding the Advisory Board of interest.