

December 21, 2020  
Garnett, Kansas

The Governing Body of the City of Garnett met in Special Session via Zoom Cloud Meeting on December 21, 2020 at 6:00 p.m. with the following individuals present: Brigitte Brecheisen-Huss, Mayor; Greg A. Gwin and Jody Cole, City Commissioners; Chris Weiner, City Manager; and Travis Wilson, City Clerk. Student Representative Nathan A. Gwin was absent.

### **CALL TO ORDER**

Mayor Brecheisen-Huss called the meeting to order at 6:00 p.m.

The Pledge of Allegiance was recited, followed by Mayor Brecheisen-Huss giving the invocation.

### **REGULAR BUSINESS**

Chapter 13 of the Code of the City of Garnett Kansas was reviewed and discussed as follows:

#### **ARTICLE 1**

##### **SECTION 13-101**

- After discussion, City Manager Weiner will verify the sidewalk grade with Zoning Official Garrett Gross.

##### **SECTION 13-102**

- No changes were discussed.

##### **SECTION 13-103**

- No changes were discussed.

#### **ARTICLE 2**

##### **SECTION 13-201**

- No changes were discussed.

##### **SECTION 13-202**

- No changes were discussed.

##### **SECTION 13-203**

- After discussion, City Manager Weiner will verify if K.S.A 12-1675e is the correct statute subsection.

#### **ARTICLE 3**

- After discussion, it was agreed to have this article removed.

#### **ARTICLE 4**

##### **SECTION 13-401**

- No changes were discussed.

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**SECTION 13-402**

- Add the words “or designee” after the City Manager.

**SECTION 13-403**

- After discussion, City Staff was directed to create a Street Tree Permit.

**SECTION 13-404**

- Remove the space between the word “plan” and the letter “t”.

**SECTION 13-405**

- Change the word “deleterious” to “harmful”.

**SECTION 13-406**

- No changes were discussed.

**SECTION 13-407**

- Change the timeframe of “five (5) days” to “ten (10) days” for out of compliance notice.

**SECTION 13-408**

- No changes were discussed.

**SECTION 13-409**

- No changes were discussed.

**ARTICLE 5**

**SECTION 13-501**

- No changes were discussed.

**SECTION 13-502**

- No changes were discussed.

**SECTION 13-503**

- No changes were discussed.

**ARTICLE 6**

**SECTION 13-601**

- No changes were discussed.

**SECTION 13-602**

- No changes were discussed.

**SECTION 13-603**

- Add the words “at a minimum” after the word “rated” in subsection (e).

**ARTICLE 7**

**SECTION 13-701**

- Remove the hyphen between the words “closed circuit”.

**SECTION 13-702**

- No changes were discussed.

**SECTION 13-703**

- Remove the hyphen between the words “closed circuit”, “relocate”, and “rebuild”.

**SECTION 13-704**

- No changes were discussed.

**SECTION 13-705**

- No changes were discussed.

**SECTION 13-706**

- Remove the hyphen on the word “communications”.

**SECTION 13-707**

- Remove the hyphen on the words “time to time”.

**ADJOURNMENT**

With no further business to come before the commission, Mayor Brecheisen-Huss made a motion to adjourn the meeting. Commissioner Gwin seconded the motion. With three (3) votes aye, and zero (0) votes nay, motion passed 3-0.

Meeting adjourned at 7:18 p.m.

ATTEST:

  
 \_\_\_\_\_  
 City Clerk

  
 \_\_\_\_\_  
 Mayor

December 22, 2020  
Garnett, Kansas

The Governing Body of the City of Garnett met in regular session on December 22, 2020 at 6:00 p.m. with the following individuals present, Brigitte Brecheisen-Huss, Mayor; Greg A. Gwin and Jody Cole, City Commissioners; Chris Weiner, City Manager; Terry J. Solander, City Attorney; Travis Wilson, City Clerk; and Nathan A. Gwin, Student Representative.

### **CALL TO ORDER**

Mayor Brecheisen-Huss called the meeting to order at 6:00 p.m.

The Pledge of Allegiance was recited, followed by Reverend Vernon Yoder giving the invocation.

### **CITIZENS TO BE HEARD**

John O'Connor felt he is being singled out regarding the Noise Ordinance.

Jessica Zimbelman mentioned her boys took on motocross racing and feels one of her neighbors calls her out whenever she does anything and wants to continue to do things on her own property.

Bob Bennett commented he feels dirt bike tracks should not be allowed in town.

### **CONSENT AGENDA**

- A. Approval of Minutes from November 19<sup>th</sup> Special City Code Workshop
- B. Approval of Minutes from December 3<sup>rd</sup> Special City Code Workshop
- C. Approval of Minutes from December 8<sup>th</sup> City Commission Meeting
- D. Approval of Semi-Monthly Bills and Payroll in the amount of \$202,441.86
- E. Consideration of 2021 CMB Permit for Short Stop #20
- F. Consideration of 2021 CMB Permit for Country Mart
- G. Consideration of 2021 CMB Permit for Pizza Hut
- H. Consideration of 2021 CMB Permit for Casey's General Store
- I. Consideration of 2021 CMB Permit for Chinese Restaurant

- After discussion Mayor Brecheisen-Huss made a motion to approve the consent agenda. Commissioner Cole seconded the motion. With three (3) votes aye, and zero (0) nay, motion passed

### **GOVERNING BODY**

Student Representative Gwin had no comments.

Commissioner Gwin thanked everyone involved with the Santa Cruise.

Commissioner Cole thanked everyone involved with Harvesters every month.

Mayor Brecheisen-Huss thanked everyone involved with the Santa Cruise. She also mentioned the storm shelter is being put in. Mayor Brecheisen-Huss also thanked everyone who worked on the City Code.

### REGULAR BUSINESS

- Discussion of Noise or Dirt Bike Prohibition Ordinance. After discussion, The Governing Body determined no Noise Ordinance would be created at this time.
- Consideration of Claim for Damages from Kevin Colbert in the amount of \$1,200.00. After discussion, Mayor Brecheisen-Huss made a motion to deny the Claim for Damages from Kevin Colbert in the amount of \$1200.00. Commissioner Cole seconded the motion. With three (3) votes aye, and zero (0) vote nay, motion passed 3-0.
- Consideration of Claim for Damages from Ryan Disbrow in the amount of \$2,616.77. After discussion, Mayor Brecheisen-Huss made a motion to deny the Claim for Damages from Ryan Disbrow in the amount of \$2,616.77. Commissioner Cole seconded the motion. With two (2) votes aye, and one (1) vote nay, motion passed 2-1.
- Consideration of Claim for Damages from Norman Foltz in the amount of \$324.99. After discussion, Mayor Brecheisen-Huss made a motion to deny the Claim for Damages from Norman Foltz in the amount of \$324.99. Commissioner Cole seconded the motion. With two (2) votes aye, and one (1) vote nay, motion passed 2-1.
- Consideration of Claim for Damages from John & Kelly Heine in the amount of \$139.69. After discussion, Mayor Brecheisen-Huss made a motion to deny the Claim for Damages from John & Kelly Heine in the amount of \$139.69. Commissioner Cole seconded the motion. With three (3) votes aye, and zero (0) vote nay, motion passed 3-0.
- Consideration of Claim for Damages from Mandi Johnson in the amount of \$119.00. After discussion, Mayor Brecheisen-Huss made a motion to deny the Claim for Damages from Mandi Johnson in the amount of \$119.00. Commissioner Cole seconded the motion. With three (3) votes aye, and zero (0) vote nay, motion passed 3-0.
- Consideration of Claim for Damages from Kurt Katzer in the amount of \$2,657.61. After discussion, Mayor Brecheisen-Huss made a motion to deny the Claim for Damages from Kurt Katzer in the amount of \$2,657.61. Commissioner Cole seconded the motion. With two (2) votes aye, and one (1) vote nay, motion passed 2-1.
- Consideration of Claim for Damages from Leslie David in the amount of \$188.11. After discussion, Mayor Brecheisen-Huss made a motion to deny the Claim for Damages from Leslie David in the amount of \$188.11. Commissioner Cole seconded the motion. With two (2) votes aye, and one (1) vote nay, motion passed 2-1.

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- Consideration of Claim for Damages from Ron Zimmerman in the amount of \$936.00. After discussion, Mayor Brecheisen-Huss made a motion to deny the Claim for Damages from Ron Zimmerman in the amount of \$936.00. Commissioner Cole seconded the motion. With two (2) votes aye, and one (1) vote nay, motion passed 2-1.
- Consideration of Claim for Damages from Kimberly Spencer in the amount of \$9,896.84. After discussion, Mayor Brecheisen-Huss made a motion to deny the Claim for Damages from Kimberly Spencer in the amount of \$9,896.8. Commissioner Cole seconded the motion. With two (2) votes aye, and one (1) vote nay, motion passed 2-1.
- Consideration of Claim for Damages from Andrew Nelson in the amount of \$7,659.00. After discussion, Mayor Brecheisen-Huss made a motion to deny the Claim for Damages from Andrew Nelson in the amount of \$7,659.00. Commissioner Cole seconded the motion. With two (2) votes aye, and one (1) vote nay, motion passed 2-1.
- Claim for Damages Request from Commissioner Gwin in the amount of \$6,934.16. After discussion, Mayor Brecheisen-Huss made a motion to deny the Claim for Damages Request from Commissioner Gwin in the amount of \$6,934.16. Commissioner Cole seconded the motion. With two (2) votes aye, and one (1) vote abstained, motion passed 2-1. Mayor Brecheisen-Huss and Commissioner Cole also mentioned offering Commissioner Gwin a KPERS 457 Plan.

#### **INFORMATIONAL ITEMS**

The City Manager's Report was received and discussed.

The Change in Billing Process for Private Service Lines behind Master Meters.

The Water Plant Budget Update Summary was discussed.

#### **CITIZENS TO BE HEARD**

There were no citizens to be heard.


#### **ADJOURNMENT**

With no further business before The Governing Body, Mayor Brecheisen-Huss made a motion to adjourn the meeting. Commissioner Cole seconded the motion. With three (3) votes aye, and zero (0) votes nay, motion passed 3-0.

Meeting adjourned at 7:50 p.m.

Attest:

  
 \_\_\_\_\_  
 City Clerk

  
 \_\_\_\_\_  
 Mayor