

**CITY OF LOUISBURG, KANSAS
MINUTES OF REGULAR MEETING
MONDAY, MAY 3, 2010**

The Council of the City of Louisburg, Kansas met at 6:30 p.m. in regular session in the City Hall Council Chambers with Mayor Curt Shreckengaust presiding. Councilmember Steve Town was absent.

Council Members David Cannon, Carolyn Karns, Glenna Windisch,
Steve Ward

City Administrator Jeff Cantrell

City Clerk Traci Storey

City Attorney Mary Stephenson

Press Brandon Steinert, Kristen Waggener

Visitors Margaret Arnett, Patsy Bortner, Matt Goben

APPROVAL OF CONSENT AGENDA

Councilmember Steve Ward moved, seconded by Councilmember Carolyn Karns and carried 4-0, to approve the consent agenda, to include adoption of the agenda, approval of the minutes of the April 19, 2010 regular Council meeting, and approval of the bills.

RECOGNITION OF VISITORS

None

PUBLIC COMMENTS

Margaret Arnett spoke to the Council regarding a dump truck that is parked on S. Broadway. Mrs. Arnett wanted to know what had been done since her last complaint. Arnett has spoken to the Highway Patrol, Louisburg Police Chief and has received 22 calls from people wanting to sign a petition against Windisch's dump truck. Mrs. Arnett went on to read the ordinance and argued the validity of the textual provisions as being applicable to the Windisch dump truck. Arnett asked the Council why nothing had been done in response to her complaint. Cantrell explained that Arnett was entitled to receive a copy of the staff memo and assured Arnett that he would provide a copy of the memo that had previously been sent to the governing body and the press. Cantrell believes that there are problems

with the ordinance. Councilmember Steve Ward believes that the ordinance would probably restrict trash trucks from traveling city streets due to the questionable wording of the ordinance. Mrs. Arnett and Councilmember Windisch discussed, with rebuttal, the restrictions and their relationship as to where the dump truck can be parked. Mayor Schreckengaust contacted Kenworth of Kansas City and believes that the truck exceeds 16,000 lbs. Arnett will be getting signatures on a petition to bring back to the Council.

Patsy Bortner with the Louisburg Chamber of Commerce went to Leavenworth on Saturday and Sunday to hand out information on Louisburg with the Kansas Sampler.

Matt Goben requested time to comment during the lawn parking discussion. Mayor Shreckengaust granted the permission for Mr. Goben to speak during that time.

DEPARTMENT REPORTS

None

CITY ATTORNEY'S REPORT

None

COUNCIL/COMMISSION REPORTS

None

MAYOR'S REPORT

Mayor Shreckengaust presented the 2010 positions up for re-appointment. Councilmember Windisch questioned the appointment of Shaun Unthank because it was not understood who he would replace. Mayor Shreckengaust indicated that Shaun Unthank is slated to replace Travis Thompson on the Planning Commission. Councilmember Windisch opposed approving the full list of appointments until she could speak with Travis Thompson to understand the problem that Mayor Schreckengaust has with him. Cantrell was uncertain if the method of appointment was procedurally proper and would follow up with the City Attorney for clarification on the de facto element of the vacancy associated with Travis Thompson's position under the circumstance of non-affirmation by the

Council. Councilmember Steve Ward moved, seconded by Councilmember Carolyn Karns and carried 3-1, with Councilmember David Cannon voting, no to approve the appointments with the exception of the Planning Commission seat currently held by Travis Thompson.

Mayor Shreckengaust suggested Steve Ward for Mayor Pro-Tem. Councilmember Glenna Windisch moved, seconded by Councilmember Carolyn Karns and carried 3-0-1, Councilmember Steve Ward abstained.

Mayor Curt Shreckengaust presented a proclamation designating the week of May 16th as National Public Works Week. Councilmember Steve Ward moved, seconded by Councilmember Glenna Windisch and carried 4-0, to authorize Mayor Shreckengaust to sign the proclamation.

ADMINISTRATOR'S REPORT

City Administrator Jeff Cantrell presented the copies of a Supplemental Agreement for the Preliminary Engineering Design Services for the K-68 project. After discussion Councilmember Steve Ward moved, seconded by Councilmember David Cannon and carried 4-0, to authorize Mayor Shreckengaust to sign the agreement with Anthony Construction Management Services not to exceed \$99,900,90.

Administrator Cantrell had a request for an above ground propane tank at 1502 North Metcalf for AAA Rental. On April 28th the Planning Commission reviewed the applicant's request and stipulated a waiver of formal site plan review as it relates to other modifications to the property. Final approval would be needed from the City Council and the fire department. Councilmember Glenna Windisch moved, seconded by Steve Ward and carried 4-0, to approve the above ground propane tank with approval from the Fire Chief.

City Administrator Jeff Cantrell spoke to the Council regarding the lawn parking issues. As directed by the Council, a quick study had been completed by staff where it was determined that Hiawatha, Leavenworth Newton and Harrisonville had ordinances that prohibit lawn parking. Councilmember Carolyn Karns stated that this type of ordinance would be onerous and that she was concerned that if she were unloading her car from a trip while parked on the lawn it might precipitate complaints. If we can't enforce the junk car issues now how can we enforce the parking on lawns?

Cantrell advised the Council that these ordinances being discussed had been custom tailored for their respective city and that any employee issuing a summons for a vehicle temporarily parked on the lawn while being washed would be subject to termination. Cantrell explained that a three to five day grace period would be part of the notification process thereby negating such instances. Councilmember Steve Ward felt that there may be instances where changes could be considered in town, such as the rental property located next to Sonic where cars are routinely parked on the lawn. Resident, Matt Goben commented that he does not support the ordinance and occasionally parks his car on the lawn. The Council agreed to discontinue discussions.

City Administrator, Cantrell clarified that because there had been no further directive from the Council as it relates to the truck parking issue that no further reports or recommendations would be returned until otherwise directed by the Governing Body.

ADJOURNMENT

At 7:06 p.m. Councilmember Glenna Windisch moved, seconded by Councilmember Carolyn Karns and carried 4-0, to adjourn the meeting.

Approved:

Curt Shreckengaust, Mayor

Attest:

Traci Storey, City Clerk