

## Minutes from July 3, 2023

Present: Mayor Semisch, Council members Geri Ebersohl, Darcie Gomez and Kyle Hrabe. Absent were council members Bruce Proctor and Joel Lovesee. Dylan Chilcott was present for Maintenance. In the audience: Tammy Jones, Larry (Eli) Brown, and Jeff Elliott. Deputy Ruth was absent for law (on vacation).

Darcie Gomez made a motion to approve the minutes of June 5, 2023. Geri Ebersohl 2<sup>nd</sup>. Motion passed 3-0.

Darcie Gomez made a motion to approve the bills as listed. Geri Ebersohl 2<sup>nd</sup>. Motion passed 3-0.

### **PUBLIC HEARING:**

None at this time.

### **Unfinished Business:**

Kevin Browning.

Darcie Gomez made a motion to deny the request for two (2) horses. Kyle Hrabe 2<sup>nd</sup>. Motion passed 3-0.

The council discussed the possibility of entering into a Diversion agreement with him allowing him to keep 2 horses, instead of the 1 the ordinance has allowed for. Geri asked if there were any citizens who have commented on them. Jodie told her there was an email from 1 of the neighbors asking to not allow it, 1 neighbor didn't care but wanted to keep the land Mr. Browning is trying to get that used to be Walnut Street, and one neighbor was present at the meeting. The council addressed Tammy Holt and asked her about the horses and Tammy felt it should stay one horse because that is what the ordinance allows, and people should follow the ordinance. Mayor Semisch did address the council and express the city attorney did say the diversion agreement could be very strict, but the council commented it doesn't last forever and so then we will be in the same place. Geri asked if when selling the house was he aware of the ordinance and Jodie told her the Relator had the ordinance listed under the special information, in fact Jodie told the council she even called the Relator and told him the ad for the house was misleading and then shared the link of the ordinances on all of the post about the house she could find. The Relator told Jodie it is the buyer's responsibility to look at all the information before buying a house. With all the information Kevin was given from the start and all the items he has failed to abide by or uphold to the council decided 1 horse as the ordinance has always stated.

### **Agenda:**

(a) Jeff Elliott

Darcie Gomez made a motion to allow Jeff Elliott until August 7, 2023, to get the gate done. Kyle Hrabe 2<sup>nd</sup>. Motion passed 3-0.

Jeff stated he has been working on things. When he started on the building, he discovered it was off the foundation and so a friend is going to come help brace that. He is still working on the trailer to get it fixed so he can haul things off. Geri offered to help and said others have offered and Jeff said he didn't want help. Mayor Semisch told Jeff he has had 7 years and that fixing the fence as he said is not asking for a lot. He needs to communicate better. Eli Brown spoke up and said he would go help Jeff tomorrow get the fence finished.

### **Open Forum:**

Larry (Eli) Brown

Geri Ebersohl made a motion to allow him to keep the temporary storage in his backyard for another six (6) months. Kyle Hrabe 2<sup>nd</sup>. Motion passed 3-0.

### **Permit Approvals:**

a) Geri Ebersohl made a motion to approve Kyle Hrabe's fence permits. Darcie Gomez 2<sup>nd</sup>. Motion passed 3-0.

### **Order of Violations:**

Kyle Hrabe made a motion to approve the Notice of Orders with the addition of 407 N. Olive being added in 8-608. Darcie Gomez 2<sup>nd</sup>. Motion passed 3-0.

**Committee and Staff Reports:**

**Pride Committee:** No updates.

**Library Update:** No updates.

**Clerks Report/Court Report:**

The clerk's report was presented. Jodie is to have the attorney send a letter to the library board requesting the documents which the council has been requesting and to check into the statues. On the housed with occupants and no water the city will now deem them uninhabitable and place card them for demolition. The council also directed Jodie to start calling SRS about people living in houses without water. Jodie will check our software and see if it would allow level payment. The council said the park and the activities are really looking and going good.

**Maintenance Report:**

Maintenance report was presented. Dylan informed the council Edwards Drive was taken off the bid and provided bid sheets for the streets.

**Law Report**

Law Report was presented.

**Ordinance(s) and/or Resolution(s):**

a) Ordinance 2023-10 for the franchise agreement with Evergy. Darcie Gomez made a motion to approve Ordinance 2023-10. Kyle Hrabec 2<sup>nd</sup>. Motion passed 3-0.

(a) Nothing at this time.

**Mayor:**

(a) Nothing at this time.

**Council:**

None

**Formal Action:**

There were none.

**Executive Sessions:**

Darcie Gomez made a motion to adjourn. Geri Ebersohl 2<sup>nd</sup>. Motion passed 3-0. Meeting adjourned at 7:28 pm.