

City of Victoria  
Council Minutes

May 9, 2016  
Regular Meeting

The Governing Body of the City of Victoria met in regular session on May 9, 2016 at 5:30 PM in Council Chambers of City Hall.

**Roll Call**

Council Members Jerry Brungardt, Leroy Schmidtberger, Erica Dinges and Dustin Schumacher present.

**Presiding**

The Honorable Mayor Jerry Kanzenbach.

**Also Present**

Nancy Piatt, Arlyn Schumacher, Curt Unrein, Wilmer Dinkel, Jr., Mark Karst, Jim Scheck, Harland Rupp, Joe Porter, Police Chief Cole Dinkel, City Attorney Don Hoffman, Public Works Brad Schmidtberger, Dale Weigel and City Clerk Mary Pfeifer.

**Appointment**

Mayor Kanzenbach offered the name of Dale Weigel for appointment. Councilmember Schmidtberger stated he had visited with citizens about who they felt should be appointed and there was a tie between John Schulte and Dale Weigel. He also stated that the council is there to serve the community and if that's what they are wanting why not. Councilmember Brungardt also had spoken with Weigel but would still like to see John Schulte appointed because of service on the Planning Commission. Motion by Leroy Schmidtberger, second by Dustin Schumacher to appoint Dale Weigel to the vacant council position.

Vote: 1 Aye 3 Nays, Motion did not carry.

Councilmember Brungardt inquired whether the City Code says that the appointee would automatically take the vacant council position in 45 days. There was discussion on the issue and City Attorney Don Hoffman will check into it.

**Minutes**

Minutes of the April 18, 2016 regular meeting were presented for review. Motion by Jerry Brungardt, second by Leroy Schmidtberger to approve the minutes as submitted.

Vote: 4 Ayes 0 Nays, Motion declared carried.

Minutes from the Victoria Volunteer Fire Department were also reviewed.

## **Ordinance A-05-16**

Ordinance A-05-16, consisting of bills against the City for the month of April was presented for review. Motion by Leroy Schmidtberger, second by Jerry Brungardt that Ordinance A-05-16 be approved and all bills paid.

Vote: 4 Ayes 0 Nays, Motion declared carried.

## **Agenda**

Motion to approve the agenda as presented by Leroy Schmidtberger, second by Erica Dinges.

Vote: 4 Ayes 0 Nays, Motion declared carried.

## **12th Street**

Robert Porter spoke with council about what he would like to see done to 12th Street. He would like to see a culvert installed instead of curb and guttering. The city will work on getting rock put down and leveled.

## **Water Rates**

Council will look into increasing water rates when working on the 2017 budget.

## **FCCLA Donation**

Motion to give the FCCLA a \$100.00 donation by Leroy Schmidtberger, second by Dustin Schumacher.

Vote: 4 Ayes 0 Nays, Motion declared carried.

## **Meeting Location**

The cost to rent a larger building for council meetings was looked into. There was some rearranging done in the back room of city hall and council will wait to see if this works.

## **LMI Survey**

In order to apply for a CDBG Grant, the city will need to conduct an LMI survey. It would save time if in the future the grant would be needed. Motion by Jerry Brungardt, second by Leroy Schmidtberger to conduct an LMI survey.

Vote: 4 Ayes 0 Nays, Motion declared carried.

## **Fire Department Appointments**

The names of Eric McAlonan and Nathan Kuhn were submitted for appointment to the Victoria Volunteer Fire Department. Motion to appoint Eric McAlonan and Nathan Kuhn to the Victoria Volunteer Fire Department by Leroy Schmidtberger, second by Dustin Schumacher.

Vote: 4 Ayes 0 Nays, Motion declared carried.

## **Lifeguard Wages**

With all the improvements being made to the pool, consensus of the council was to keep lifeguard wages the same as last year.

## **Victoria Basketball Donation**

Motion to donate \$50.00 to the Victoria Basketball team by Leroy Schmidtberger, second by Jerry Brungardt.

Vote: 4 Ayes 0 Nays, Motion declared carried.

## **Public Hearing for Distance Waiver**

6:00 PM Motion to open the public hearing for 30 minutes to decide whether or not to waive the distance limitations for selling Cereal Malt Beverages within 200 feet of a church or school for an application submitted by Janice Brungardt/St. Fidelis Church on June 10, 2016 by Jerry Brungardt, second by Leroy Schmidtberger.

Vote: 4 Ayes 0 Nays, Motion declared carried.

## **Comments**

Citizens Comments: Joe Porter would like to be able to water a garden.

## **Police Department Report**

Police Chief Cole Dinkel gave his department report. Chief Dinkel would like to implement a police personnel policy.

## **City Superintendent Report**

City Superintendent Brad Schmidtberger gave his department report. Pool getting in shape. Rock is being delivered to the school parking lot for chip sealing. Valve exercising going on. Will work on 12th Street. Schmidtberger got an estimate for stripping parking spaces along 3rd Street and the health facility parking lot from Sweeney of Hays. It would cost around \$750. Schmidtberger with also get an estimate on new labeling for the recycling trailers. Motion to accept the stripping bid for \$750.00 by Leroy Schmidtberger, second by Jerry Brungardt.

Vote: 4 Ayes 0 Nays, Motion declared carried.

### **Pressure Washer**

The city needed a new pressure washer to clean the swimming pool and the cost was \$1260.00. Motion by Leroy Schmidtberger, second by Jerry Brungardt to approve the purchase of the pressure washer.

Vote: 4 Ayes 0 Nays, Motion declared carried.

### **Summer Hours**

Schmidtberger would like to be able to work from 7 to 3:30 for the summer hours. Consensus of the council was allow the change for the summer hours.

### **City Superintendent Report Cont.**

Generators need to be looked at being replaced and Schmidtberger will get some estimates. He would like to get the water line replaced from the reservoir to the water tower because of the age of the line.

### **Water Board Update**

Curt Unrein, Water Board Chairperson gave an update. Some additional quotes were obtained. Scott Ross gave a quote of \$100 per hour and \$0.50 per mile. Unrein also spoke with Brad Vincent who gave some information and an estimate of \$135 per hour from the time they leave Kansas City. The board has also learned that Trego Water District may be interested in selling water to the City.

### **Close Public Hearing**

Motion to close the public hearing and after no comments motion by Leroy Schmidtberger, second by Jerry Brungardt to approve the distance waiver limitations for selling Cereal Malt Beverages within 200 feet of a school or church.

Vote: 4 Ayes 0 Nays, Motion declared carried.

### **Testing Wells**

Ned Marks would be the most economical to do the test wells, Motion to test the wells and hire Ned Marks by Jerry Brungardt, second by Leroy Schmidtberger.

Vote: 4 Ayes 0 Nays, Motion declared carried.

### **Pfeifer Appointed City Clerk/Treasurer**

Mayor Kanzenbach offered the name of Mary Pfeifer for appointment as City Clerk/Treasurer. Motion to appoint Mary Pfeifer as City Clerk/Treasurer by Jerry Brungardt, second by Dustin Schumacher.

Vote: 4 Ayes 0 Nays, Motion declared carried.

### **Schmidtberger Appointed City Superintendent**

Mayor Kanzenbach offered the name of Brad Schmidtberger for appointment as City Superintendent. Motion to appoint Brad Schmidtberger as City Superintendent by Leroy Schmidtberger, second by Dustin Schumacher.  
Vote 4 Ayes 0 Nays, Motion declared carried.

### **Nuss Appointed Public Works Assistant**

Mayor Kanzenbach offered the name of Jake Nuss for appointment as Public Works Assistant. Motion to appoint Jake Nuss as Public Works Assistant by Jerry Brungardt, second by Dustin Schumacher.  
Vote: 4 Ayes 0 Nays, Motion declared carried.

### **Riedel Appointed Public Works Assistant**

Mayor Kanzenbach offered the name of Terry Riedel for appointment as Public Works Assistant. Motion to appoint Terry Riedel as Public Works Assistant by Leroy Schmidtberger, second by Jerry Brungardt.  
Vote: 4 Ayes 0 Nays, Motion declared carried.

### **Dinkel Appointed Police Chief/Health Officer**

Mayor Kanzenbach offered the name of Cole Dinkel for appointment as Police Chief and Health Officer. Motion to appoint Cole Dinkel as Police Chief and Health Officer by Jerry Brungardt, second by Erica Dinges.  
Vote: 4 Ayes 0 Nays, Motion declared carried.

### **Mauch Appointed Building Inspector**

Mayor Kanzenbach offered the name of Ryan Mauch for appointment as Building Inspector. Motion to appoint Ryan Mauch as Building Inspector by Leroy Schmidtberger, second by Dustin Schumacher.  
Vote: 4 Ayes 0 Nays, Motion declared carried.

### **Mauch Appointed Patrol Officer**

Mayor Kanzenbach offered the name of Ryan Mauch for appointment as Patrol Officer. Motion to appoint Ryan Mauch as Patrol Officer by Erica Dinges, second by Leroy Schmidtberger.  
Vote: 4 Ayes 0 Nays, Motion declared carried.

### **Russell County News Official Newspaper**

Mayor Kanzenbach offered the name of Russell County News as the official newspaper. Motion to designate Russell County News as the official newspaper by Leroy Schmidtberger, second by Erica Dinges.

Vote: 4 Ayes 0 Nays, Motion declared carried.

### **Sunflower Bank & Gorham Bank Official Depositories**

Mayor Kanzenbach offered the name of Sunflower Bank and Gorham State Bank as official depositories. Motion to designate Sunflower Bank and Gorham State Bank as official depositories by Leroy Schmidtberger, second by Jerry Brungardt.

Vote: 4 Ayes 0 Nays, Motion declared carried.

### **Hoffman Appointed City Attorney**

Mayor Kanzenbach offered the name of Don Hoffman as City Attorney. Motion to appoint Don Hoffman as City Attorney by Erica Dinges, second by Dustin Schumacher.

Vote: 4 Ayes 0 Nays, Motion declared carried.

### **Pruitt Appointed Municipal Judge**

Mayor Kanzenbach offered the name of Don Pruitt as Municipal Judge. Motion to appoint Don Pruitt as Municipal Judge by Leroy Schmidtberger, second by Dustin Schumacher.

Vote: 4 Ayes 0 Nays, Motion declared carried.

### **Piatt Appointed Utility Billing Clerk**

Mayor Kanzenbach offered the name of Nancy Piatt as Utility Billing Clerk. Motion to appoint Nancy Piatt as Utility Billing Clerk by Erica Dinges, second by Leroy Schmidtberger.

Vote: 4 Ayes 0 Nays, Motion declared carried.

### **Mauch Appointed Zoning Administrator**

Mayor Kanzenbach offered the name of Ryan Mauch as Zoning Administrator. Motion to appoint Ryan Mauch as Zoning Administrator by Jerry Brungardt, second by Leroy Schmidtberger.

Vote: 4 Ayes 0 Nays, Motion declared carried.

### **Police Station Air Conditioner**

The air conditioner was not working at the Police Station. Cost to repair the compressor would be \$1,500.00. Cost to change the A/C system is \$2,310.00. Since Shubert originally worked on the air conditioner theirs was the only estimate submitted. Motion to purchase the new A/C system for \$2,310.00 by Leroy Schmidtberger, second by Dustin Schumacher.

Vote: 4 Ayes 0 Nays, Motion declared carried.

## **Insurance Letter**

There had been questions about when and how the city is covered if an employee performs mechanical work. Joe Robben with Robben Insurance presented council a letter explaining the EMC policy.

## **Adjournment**

All business on hand having been discussed, Motion to adjourn the meeting by Dustin Schumacher, second by Jerry Brungardt.

Vote: 4 Ayes 0 Nays, Motion declared carried.

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Jerry Kanzenbach, Mayor

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Mary Pfeifer, City Clerk