

City of Victoria
Council Minutes
March 20, 2017
Regular Meeting

The Governing Body of the City of Victoria met in regular session on March 20, 2017 at 5:30 PM in Council Chambers of City Hall.

Roll Call

Council Members Jerry Brungardt, Leroy Schmidtberger, Dustin Schumacher and Erica Dinges present. Dave Gagnon and Mayor Jerry Kanzenbach absent

Presiding

Council President Leroy Schmidtberger.

Also Present

Nancy Piatt, Police Chief Cole Dinkel, Jim Pfanenstiel, Mark Karst, Curtis Unrein, Harland Rupp, Zach Kanzenbach, Norma Keenan, City Superintendent Brad Schmidtberger, Patrol Officer Ryan Mauch, John Schulte, Wilmer Dinkel Jr. and City Clerk Mary Pfeifer.

Public Hearing for Distance Waiver

5:30 PM Motion to open the public hearing 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 April 23, 2017 by Jerry Brungardt, second by Erica Dinges.

Vote: 4 Ayes 0 Nays, Motion declared carried.

Minutes

Minutes of the February 20, 2017 regular meeting and February 23, 2017 special meeting were presented for review. Motion by Jerry Brungardt, second by Dustin Schumacher to approve the minutes as submitted.

Vote: 4 Ayes 0 Nays, Motion declared carried.

Warrant Ordinance A-03-17

Ordinance A-03-17, consisting of bills against the City for the month of February was presented for review. Motion by Dustin Schumacher, second by Erica Dinges that Ordinance A-03-17 be approved and all bills paid.

Vote: 4 Ayes 0 Nays, Motion declared carried.

Agenda

Motion by Erica Dinges, second by Dustin Schumacher to approve the agenda with modifications of short term water allowance, water rate increase, water board info to public and fire department elections

Vote: 4 Ayes 0 Nays, Motion declared carried.

City Superintendent Report

Superintendent Brad Schmidtberger gave his department report. Street repairs should be starting in the near future.

Police Department Report

Police Chief Cole Dinkel gave his department report. Public have commented on not having decals on the truck so some will be purchased. Chief Dinkel will get a list ready of residents with abandoned vehicles. Dinkel will also look into where sidewalks need to get repaired and have a list ready for the next meeting.

Charter Ordinance 12

A CHARTER ORDINANCE EXEMPTING THE CITY OF VICTORIA, KANSAS FROM THE PROVISIONS OF K.S.A. 12-16, 128, RELATING TO MAYORAL APPOINTMENTS; GOVERNING BODY APPROVAL; TIME LIMITS; OTHER REQUIREMENTS AND , PROVIDING SUBSTITUTE ADDITIONAL PROVISIONS ON THE SAME SUBJECT.

Thereupon, Council Member Jerry Brungardt moved that said Ordinance be passed. The motion was seconded by Council Member Dustin Schumacher. Said Ordinance was duly read and considered, and upon being put, the motion for the passage of said Ordinance was carried by the vote of the Governing Body, the vote being as follows:

Yes: Jerry Brungardt, Erica Dinges, Dustin Schumacher, Leroy Schmidtberger

No: None

Thereupon Council President Schmidtberger declared said Ordinance duly passed and the Ordinance was then Numbered Charter Ordinance 12 and then signed and approved by the Mayor and attested by the City Clerk. The City Clerk was directed to publish the Charter Ordinance two times in the official newspaper of the city.

Former Rest Home Building

Property taxes have not been paid for the last three years on the former rest home property. City Attorney Don Hoffman received a letter from the County Attorney that the property would be eligible for the next tax foreclosure process that could take place in late summer or fall. The City has received a new address so will forward that to City Attorney Hoffman and have another letter sent before further action.

Stage 2 Water Warning Revisions

There was discussion on changes that could be made to the Stage 2 Water Warning to let citizens use water outside for washing a car, watering gardens and plants. Before changes are made the water committee would like to install 3 monitor wells that would more accurately let the city know how much water the aquifer actually has. The cost would be around \$7,000. Motion to approve having Clark Well Service drill 3 monitor wells by Jerry Brungardt, second Dustin Schumacher.

Vote: 4 Ayes 0 Nays, Motion declared carried.

Close Public Hearing

Motion to close the Public Hearing waiving the distance requirements to sell Cereal Malt Beverages within 200 feet of a school or church by Erica Dinges, second Dustin Schumacher.

Vote: 4 Ayes 0 Nays, Motion declared carried.

St. Fidelis CMB License Application

Motion to approve the Cereal Malt Beverage License application by Janice Brungardt/St. Fidelis Church by Erica Dinges second by Dustin Schumacher.

Vote: 4 Ayes 0 Nays, Motion declared carried.

Swimming Pool

Motion to allow the filling of the City swimming pool by Jerry Brungardt, second by Dustin Schumacher.

Vote: 4 Ayes 0 Nays, Motion declared carried.

VIP Donation

Motion to donate \$100.00 to VIP for Project Prom by Jerry Brungardt, second by Leroy Schmidtberger.

Vote: 4 Ayes 0 Nays, Motion declared carried.

Audit Contract

Motion to approve the audit contract with Adams, Brown, Beran and Ball by Dustin Schumacher, second by Jerry Brungardt.

Vote: 4 Ayes 0 Nays, Motion declared carried.

Water Rates

There was a short discussion on raising water rates if citizens are allowed to start using water outside.

Water Board Letter

Council Member Jerry Brungardt would like to see the Water Board release some information on what the committee has been working on. The Water Board will work on drafting a letter for the next city newsletter.

Fire Department Elections

Motion to approve the Fire Department elections of Verlin Hammerschmidt as Fire Chief, Kevin Klein as Assistant Chief, Kami Weber as Secretary, and Dave Gagnon as Fireman's Relief Association Secretary by Jerry Brungardt, second by Erica Dinges.

Vote: 4 Ayes 0 Nays, Motion declared carried.

Warren Wittman Variance

Warren Wittman applied for a variance with the Zoning Board. The Zoning Board denied the request. Wittman explained to council what he was wanting to do. Motion to approve the Zoning Boards decision and deny the request by Jerry Brungardt, second by Dustin Schumacher.

Vote: 4 Ayes 0 Nays, Motion declared carried.

Comments

There were no public comments.

Adjournment

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

Vote: 4 Ayes 0 Nays, Motion declared carried.

Jerry Kanzenbach, Mayor

Mary Pfeifer, City Clerk