

**CITY OF LANSING**  
CITY COUNCIL MEETING

REGULAR MEETING MINUTES  
August 18, 2022

**Call To Order:**

The regular meeting of the Lansing City Council was called to order by Mayor McNeill at 7:00 p.m.

**Roll Call:**

Mayor McNeill called the roll and indicated which Councilmembers were in attendance.

**Councilmembers Present:**

**Ward 1:** Gene Kirby and Dave Trinkle  
**Ward 2:** Don Studnicka and Marcus Majure  
**Ward 3:** Jesse Garvey  
**Ward 4:** Gregg Buehler and Dan Clemons

**Councilmembers Absent:** Kerry Brungardt

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**OLD BUSINESS:**

Approval of Minutes of the Regular Meeting of August 4, 2022, as presented:

**Councilmember Buehler made a motion to approve Regular Meeting Minutes of August 4, 2022, as presented. Councilmember Garvey seconded the motion. No discussion took place. Roll Call Vote: Aye: Councilmembers Garvey, Buehler, Clemons, Studnicka, Trinkle, and Kirby; Nay: none; Abstain: Marcus Majure; Absent: Kerry Brungardt. The motion was approved.**

**Audience Participation:** Mayor McNeill called for audience participation. Jeff Shugart, 110 Ferncliff St. had a complaint regarding the need to increase the speed limit on E Mary St for about four blocks to 30 mph. He also gave an Atta Boy to the council or party responsible for the construction of the Angel Falls Trail. He also stated he was glad to hear that the city was building a pool. He had further questions regarding property for sale between Bitter Springs and Mary. The City Administrator stated that property was under contract. Councilmember Kirby clarified that there will be a vote on the proposed pool and begin construction once approved. Mr. Shugart stated he will be a positive vote for the pool on the upcoming ballot.

**Presentations:**

None

**COUNCIL CONSIDERATION OF AGENDA ITEMS:**

**Ordinance No. 1086: Court Fines and Fees Schedule**

This ordinance establishes the fines and fees schedule for Municipal Court and these changes must be adopted by ordinance in order to implement.

**Councilmember Majure made a motion to approve Ordinance No. 1086 adopting the City of Lansing Municipal Court Fines and Fees Schedule. Councilmember Buehler seconded the motion.** Discussion ensued regarding the changes, who sets the fees, required guidelines, how often the fees are modified, and if Lansing was in line with the surrounding cities. Mayor McNeill clarified that either we put forth our own ordinance and change all the fines and fees or adopt the ones from the state. Councilmember Majure stated that this is regarding court fees and not traffic fees. The traffic fees have not been discussed yet. **Roll Call Vote: Aye: Councilmembers Garvey, Buehler, Clemons, Studnicka, Trinkle, Kirby, and Majure; Nay: None; Abstain, None; Absent: Councilmember Brungardt. The motion passed.**

**Ordinance No. 1087: 2022 Edition of the Standard Traffic Ordinance for Kansas Cities, 49th Edition**

This ordinance adopts the annual Standard Traffic Ordinance published by the League of Kansas Municipalities with changes outlined in the Ordinance.

**Councilmember Kirby made a motion to approve Ordinance No. 1087 adopting the 2022 Standard Traffic Ordinance for Kansas Cities, 49<sup>th</sup> Edition. Councilmember Garvey seconded the motion.** Discussion ensued regarding clarification on pedestrians’ responsibilities in crosswalks, consideration of increasing certain parking and traffic fees, and conformity with other Municipalities regarding fees. Further discussion was had regarding the speed limit issue Mr. Shugart mentioned. The City Administrator indicated that a speed study would be recommended to determine if any changes could be made. Discussion continued between the Council, City Attorney, and City Administrator regarding options. **Roll Call Vote: Aye: Councilmembers Garvey, Buehler, Clemons, Studnicka, Trinkle, Kirby, and Majure; Nay: None; Abstain, None; Absent: Councilmember Brungardt. The motion passed.**

**Ordinance No. 1088: 2022 Edition of the Uniform Public Offense Code for Kansas Cities, 38<sup>th</sup> Edition**

Ordinance This ordinance adopts the annual Uniform Public Offense Code published by the League of Kansas Municipalities

**Councilmember Kirby made a motion to approve Ordinance No. 1088 adopting the 2022 Uniform Public Offense Code for Kansas Cities, 38<sup>th</sup> Edition. Councilmember Garvey seconded the motion. No discussion took place. Roll Call Vote: Aye: Councilmembers Garvey, Buehler, Clemons, Studnicka, Trinkle, Kirby, and Majure; Nay: None; Abstain, None; Absent: Councilmember Brungardt. The motion passed.**

**Councilmember Buehler made A motion to go into Executive Session to discuss personnel matters pursuant to the non-elected personnel matter exception K.S.A. 75-4319 (b)(1) for 5 minutes, beginning at 7:16 PM and returning to the Council Chambers at 7:21 PM and to include City Council and City Attorney. Councilmember Kirby seconded the motion. Roll Call Vote: Aye: Councilmembers Garvey, Buehler, Clemons, Studnicka, Trinkle, Kirby, and Majure; Nay: None; Abstain, None; Absent: Councilmember Brungardt. The motion passed.**

**Councilmember Kirby made a motion to return to open session at 7:21 PM. Councilmember Majure seconded the motion. No binding actions were taken during the Executive Session.**

**Councilmember Kirby made a motion to authorize the mayor to sign Addendum #6 to the City Administrator’s contract and provide a financial incentive based on the results of the performance evaluation. Councilmember Buehler seconded the motion. Roll Call Vote: Aye: Councilmembers Garvey, Buehler, Clemons, Studnicka, Trinkle, Kirby, and Majure; Nay: None; Abstain, None; Absent: Councilmember Brungardt. The motion passed.**

**REPORTS:**

**City Attorney:** Fire District court case is done, and there will be no appeal. The decision is made. We are good to go from there.

**City Administrator:** City Administrator Tim Vandall updated the Council on the progress at Bernard Park. He also discussed modification of purchase order regarding work truck bid. AT&T and

Clearwave update was given regarding number of permits and contractual obligations to repair any damages from installation.

**Department Heads:** Nothing to discuss.

**Governing Body:**

Councilmember Trinkle: Nothing to discuss.

Councilmember Garvey: Trees need to be trimmed on the Angel Falls Trail. Discussed the various code violations he noticed while walking the trail. Stated that if we are going to adopt these codes and fines, we need to enforce them. City Administrator stated that boundary issues are harder to address as we do not know the property boundaries. CED does send code enforcement updates every couple of weeks. However, if they are working on something and they say you have a window of 7 days or 10 days to get this cleaned up. Valley and Fairlane are streets noted regarding code violations. Clarification regarding Autumn Festival vendor booth charges/fees? For profits will be charged. Non-profits will not be charged. Councilmember Garvey is against charging and would be for letting the vendors use the property for free. Would get more vendors if we did not charge vendors a fee.

Councilmember Buehler: Thanked Mr. Shugart for coming to the meeting. Fun Fact: On this day in 1920, the 19<sup>th</sup> Amendment to the U.S. Constitution, that took 41 years to get approved, passed which prohibits any citizen of the United States from being denied the right to vote based on sex.

Councilmember Clemons: Noticed code violations as well. Discussed who to call when code violations are observed on the weekend. Asked the City Administrator when the RV related code enforcement would start. City Administrator stated that after Labor Day Code Enforcement would be stricter, and voluntary notices were sent to non-compliant violators. The City Attorney asked Councilmember Clemons for clarification regarding the code violations for boats. Discussion continued.

Councilmember Studnicka: Stated that he has been pushing for code enforcement the entire time he has been a member of the council. He would like stronger enforcement. He also asked for clarification on whether the City Inspector was checking on the fiber being installed by AT&T and Clearwave. The City Administrator stated that the City Engineer will go out when there are calls from citizens to check the progress or issue. Councilmember Studnicka wanted to find out what is being done when work is left unfinished. The City Administrator stated that the companies may have moved to a different part of the city. The main concern being the conduit coming out of the ground that was left after the other sections were finished in Councilmember Studnicka's yard. City Administrator stated that he could follow up with Clearwave to determine when that would be completed.

Councilmember Trinkle: Nothing to discuss.

Councilmember Kirby: Nothing to discuss.

Councilmember Majure: Expressed his appreciation to the City Administrator and staff on following up on citizen complaints. Acknowledged that Clearwave did the best they could to repair the yards after installation had been completed. Noted the door hanger distribution from Clearwave regarding cost of sign up. The City Administrator agreed that Clearwave has been responsive and updates the city regularly. AT&T requests permits but does not communicate much else.

Mayor McNeill requested a monthly report regarding Code Enforcement violations for the council to review. Councilmember Trinkle suggested keeping track of discussion regarding code enforcement and citizen comments made during meetings so that they could be followed up on by the city. The Fix It Forum was discussed as the tool to use to address such issues. Discussion ensued.

**ADJOURNMENT:**

**Councilmember Majure made a motion to adjourn. Councilmember Garvey seconded the motion. Roll Call Vote: Aye: Councilmembers Garvey, Buehler, Clemons, Studnicka, Trinkle, Kirby, and Majure; Nay: None; Abstain, None; Absent: Councilmember Brungardt. The motion passed.**

The meeting was adjourned at 7:43 p.m.

**ATTEST:**

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City Clerk Tish Sims, CMC