

**City of Wellsville**  
**411 Main St., P.O. Box 455**  
**Wellsville, KS 66092**

Wednesday  
January 13, 2010  
6:00 p.m.

The regular meeting of the Wellsville City Council was held on Wednesday, January 13, 2010 at 6:00 p.m. in the City Hall meeting room, 411 Main Street. Councilmen present were Ryan Young, Jared Eggleston, Ron Samsel, David Rogers and Jim Stonequist. Department heads present were City Supt. Christopher Cross, Chief of Police Steve Gillespie, Fire Chief Robert Thomas, City Engineer Mike Brungardt and City Attorney Patrick Reavey.

The pledge of allegiance and invocation were given.

Councilman Ryan Young asked that Page 2, Para 13 “Kansa needs an s”. Councilman Ryan Young moved to approve the council agenda as approved with the above mentioned amendment to the minutes. Councilman Jared Eggleston seconded. Motion passed 5 to 0.

Mayor Lytle opened the meeting up for public comments that had not been previously placed on the agenda.

There were no additional public comments.

Franklin County Commissioner Don Stottlemire updated Council on County activities.

City Engineer Mike Brungardt discussed Ordinance 823 with the City Council. The City Council had previously tabled the ordinance due to a screening requirement that they had disagreed with and had sent the ordinance back to the planning department/planning commission for further review.

City Attorney advised that the Mayor would also vote on this ordinance and must pass by a two-thirds vote of the Council since it has not been sent back to the Planning Commission.

Section 18.1630 A3 was removed from the original ordinance. That section had read “Be screened by a masonry wall or solid fence at least 6 feet high on any side facing the property line of any property in a residential district”.

Councilman Jared Eggleston moved to adopt Ordinance 823 striking Section 18.1630 A3. Councilman Ryan Young seconded. Motion passed 5 to 1. Councilman Dave Rogers voted no.

City Engineer Mike Brungardt discussed a proposed Ordinance regarding the maintenance of road right-of-ways within the city. The ordinance arose due to some citizens using herbicides on their ditches to kill weeds and causing the ditches to erode.

The proposed ordinance also gives clarification on what is required of the property owners and what will be handled by the city.

There was lengthy discussion on what the proposed ordinance was going to require of the citizens.

City Attorney Patrick Reavey suggested that Council look at the City of Edgerton's road right-of-way ordinance as an alternative. He explained that the Edgerton Council was also reluctant to pass this type of ordinance.

Further discussion of the proposed ordinance was tabled until the next council meeting to give Council more time to review it.

City Superintendent Christopher Cross gave a very brief public works department activity report. The department has been very busy plowing snow and fixing waterline breaks.

Councilman Jim Stonequist had concerns over a citizen not being allowed to operate an ATV to remove snow. Chief Gillespie explained that it's not legal to drive ATV's on the City streets. Councilman Stonequist asked what was different about the city using a backhoe on the streets. He was told that the city is allowed to use this type of equipment by law and City Attorney Patrick Reavey said he would get Councilman Stonequist the ordinance (law).

Fire Chief Robert Thomas gave a fire department activity report. Chief Thomas informed Council that it is time to start discussing the formation of a fire district. The fire department committee will meet and start the initial discussion on the formation.

Due to the last power outage, generator systems and the need for better emergency policies were discussed.

Chief Thomas informed Council that he has found a fire truck for around \$240,000. The department has applied for a grant but not sure if the City will ever be approved for one.

City Engineer Mike Brungardt informed Council that he would have information on water at their next meeting.

Councilman Jim Stonequist moved to adjourn. Councilman Ron Samsel seconded. Motion passed 5 to 0.

The meeting adjourned at 7:15 p.m.

City Clerk  
Donna Layton