

**YATES CENTER CITY COUNCIL MINUTES
APRIL 17, 2023**

Yates Center City Council met in regular session on Monday, April 17, 2023, at City Hall. The Pledge of Allegiance was recited.

Mayor Weston called the meeting to order at 7:00 pm. Roll call as follows: Barney, Reed, Stewart, Atkin, Cathcard, and Cavender. Shaffer and Kee were absent. Other city officials present included: Police Chief Michael Strode, Street Supervisor Rodney Ryther, Deputy City Clerk Chelsea Goodson and City Clerk Janet Thompson.

AGENDA AMENDED & APPROVED

Reed added Park Employee and Mayor to sign Quit Claim Deed under Parks. Atkin removed Open Tree Bids and Common Consumption Area and added Discussion of Tree Trimming under Administrative.

Motion was made by Atkin, seconded by Cathcard to approve the amended agenda. Motion carried unanimously.

MINUTES APPROVED

Motion was made by Atkin, seconded by Cavender to approve the minutes of the April 3, 2023 meeting. Motion carried unanimously.

SEK COOP

Doug Stitt presented drawings for the additions they would like to make to their building in the industrial park. The East side of the expansion is the concern for Council. After a lengthy discussion motion was made by Stewart, seconded by Barney to have the City Attorney draw up Resolution #357 allowing no more than a 3' encroachment on either the East or South of the building. This is contingent on another measurement on the South to verify the set back will fall into this criterion. Motion carried with Cathcard abstaining.

2022 AUDIT PRESENTATION

Kyle Spielbusch representing Jarred, Gilmore and Phillips was present to present the 2022 Audit. They found no issues during the audit and Council had no questions.

CITY ATTORNEY

Nothing from Duncan.

**COMMITTEE REPORTS
ADMINISTRATIVE
TREE TRIMMING DISCUSSION**

If there is another employee hired, this is something that could be done by an employee, however, the city would need to purchase a man lift. There are multiple uses this could have. Council would want an employee or employees to go through some safety training concerning the man lift and some type of training on the best way to trim trees without damaging them. Ryther will get some prices for a man lift and present at a future meeting.

**SAFETY
APPROVE ORDINANCE #1168**

The ordinance was already approved, the City Attorney presented it to the mayor to sign and once he signed it, it was presented to the City Clerk to sign. The City Clerk will also send it to the paper (from an email from the City Attorney) to publish Ordinance #1168.

EXECUTIVE SESSION

Motion was made by Cathcard, seconded by Cavender to enter into a 10-minute executive session, in the council room, with the Mayor and City Attorney present to discuss Attorney/Client privilege. Motion carried unanimously and council entered into executive session at 8:00 pm to reconvene at 8:10 pm. Meeting called back into order at 8:10 pm.

City Attorney will draft two ordinances pertaining to the misdemeanor possession of marijuana and possession of paraphernalia for the use of marijuana. More details once the two ordinances are drafted and presented.

**PUBLIC WORKS
RIGHT OF WAYS**

This discussion was held while the SEK Coop was here.

VACATING ALLEY-401 S FRY

A requested was made by Justin and Deborah Shepard to have the alley vacated at 401 S Fry. More details from the Shepard's are needed before this is approved, specifically direction of alley requested.

**PARKS & PUBLIC LANDS
BIDS FOR FENCE AT FORMER
YATES CENTER AIRPORT**

Specs were presented for the new fence construction per the deed for the property. After a short discussion, motion was made by Reed, seconded by Atkin to place an ad in the paper and on the website and facebook to put bids out. Bids to be in by May 26 by 5 pm. Bids will be open at the June 5 Council meeting. Motion carried unanimously.

QUIT CLAIM DEED

A Quit Claim Deed was presented for the property at the Industrial Park for Daniel & Sara Hardy. Duncan noted a 5-year mortgage also has to be drafted. Deed will not be signed until mortgage is drafted.

Discussion was also held on vacating the unnamed road between this lot and Prime Meats' lot. No action taken until a conversation with the Hardys if they still would like this vacated.

PARKS/PW EMPLOYEE

It was decided at a committee meeting between Parks and Public Works to hire a full-time employee under Street department supervision. Street department would then take care of Park duties (trash, cleaning bathrooms and light maintenance). This would possibly allow for trimming of trees in the winter months. The ad in the paper will need to be changed to reflect this change.

MAYOR'S COMMENTS

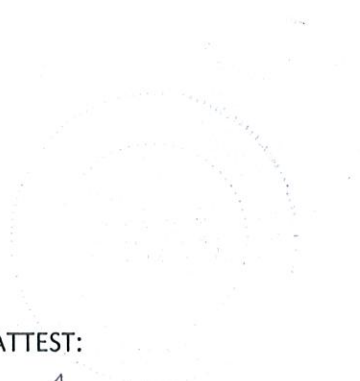
Mayor had nothing.

CLAIMS AND VOUCHERS

Motion was made by Atkin, seconded by Cavender, to pay the claims and vouchers in the amount of \$121,280.79. Motion carried unanimously.

ADJOURNMENT

Motion was made by Atkin, seconded by Cathcard to adjourn. Motion carried unanimously. Council adjourned at 9:00 pm.



Justin W. Weston, Mayor

ATTEST:

Janet J. Thompson, City Clerk

Approved May 1, 2023