

City of Pomona
Special City Council Meeting Minutes
Tuesday, June 22, 2021
2 p.m., City Hall

Council in Attendance: Mayor Seneca, **Councilmembers:** Richard Adler, Rick Smith, Joe Zamora, and Kim Giffin

Others in Attendance: Maiyee Lor

Meeting to order

The meeting was called to order at 2 p.m.

Items of Business

Zoning Variance

- 130 W. 4th
- 128 W. 4th
- 317 Jefferson
- 315 Jefferson
- 313 Jefferson

Mayor Seneca explained the zoning variances for the properties listed. Most cities allow homes rebuild in the industrial area and unless there is a specific clause forbidden it and Pomona has a section, forbidden such. Owner thought he only needed to do a lot split. Council asked and discussed the houses on the properties and lots for building on.

Council questioning clerk on lot sizes. Clerk dug up files on the requested properties. Mayor Seneca confirmed lot sizes are 132x165.

Council Member Smith suggested that when they meet in July, change zoning ordinance about building houses on the industrial area, take that portion and have it remove. Council wants it to be ready for July agenda. Mayor Seneca shared that no one came to the public hearing to object. All properties are surveyed.

Council Member Adler motioned that we allow 130 W. 4th, 128 W. 4th, 317 Jefferson, 315 Jefferson and 313 Jefferson be issued a variance to build residential in a here declared industrial area. Seconded by Council Member Giffin. The vote carried 4/0.

Visu-Sewer Water Usage

Mayor Seneca stated that Dean [Wineinger] felt they should be charged, however there is no way to accurately bill them for that usage. We don't know what they use and haven't. Council questioned on how to cover water loss and a possible way to reconcile an agreeable amount. Mayor Seneca did not anticipate they will coming back. Council discussed this is primarily because they did not do it properly to begin with. Council discussed the weekly report's work.

Council discussed concerns about the completion of the project. What does it do to grant? Mayor Seneca stated we are subject to interest and retain from what we are holding to. Council Member Smith wants attorney to send a demand letter.

Council discussed usage and disagreement on usage, spikes and usage of well water. Mayor Seneca will visit with attorney on how to handle it. Council discussed concerns about project time.

Council wants to contact attorney on how to bill them for closest estimate we can derive [water use] and get recommendations from attorney. Mayor Seneca will bring results back to council meeting. Council agreed that the directive needs to come from the Mayor.

Executive Session

Council Member Smith motioned for the Discussion of Personnel Matters for Non-Elected Personnel, Pursuant K.S.A. 75-4319(b)(1) for a Period of 20 Minutes with the Open Meeting to Resume in the Council Chambers of City Hall. The motion was seconded by Council member Adler and the vote passed 4/0.

The Council entered Executive Session at 2:31 p.m.
Executive Session ended at 2:51 p.m.

Council Member Smith moved to re-enter for the Discussion of Personnel Matters for Non-Elected Personnel, Pursuant K.S.A. 75-4319(b)(1) for a Period of 15 Minutes with the Open Meeting to Resume in the Council Chambers of City Hall and to authorized staff as called to attend executive session. The motion was seconded by Council member Adler and the vote passed 4/0.

The Council entered Executive Session at 2:52 p.m. with Maiyee Lor.
Executive Session ended at 3:07 p.m.

Council Member Smith moved to re-enter for the Discussion of Personnel Matters for Non-Elected Personnel, Pursuant K.S.A. 75-4319(b)(1) for a Period of 15 Minutes with the Open Meeting to Resume in the Council Chambers of City Hall and to authorized staff as called to attend executive session. The motion was seconded by Council member Adler and the vote passed 4/0.

The Council entered Executive Session at 3:07 p.m. with Kent Beuttel.
Executive Session ended at 3:22 p.m.

Meeting Adjourn

Council member Smith moved to adjourn. This was seconded by Council member Adler and the vote carried 4/0. The meeting adjourned at 3:22 p.m. **ML**



Mayor Marie Seneca