

REGULAR COUNCIL MEETING
July 19, 2016
CITY HALL
121 S. MERIDIAN

Mayor Laurie Dove called the meeting to order at 7:00 p.m. with the following members present: Dale Kerstetter, Lou Cicirello, Gina Gregory, Brendan McGettigan, Marci Maschino, Lionel Jackson, Ben Anderson and Al Hobson.

Members Absent: None

Staff Present: Kristine Polian, Finance and Admin Director
 Mark Hephner, Police Chief
 Neil Owings, Parks and Public Buildings Superintendent
 Lonnie Tormey, Fire Chief
 Brent Holper, City Superintendent
 Ryan Shrack, Community Development Director
 Joshua Golka, City Engineer
 Barry Arbuckle, City Attorney
 Scott Hildebrand, City Administrator
 Kristi Carrithers, City Clerk
 Barry Smith, Asst. Treasurer

Press present: The Ark Valley News

APPROVAL OF THE AGENDA

Maschino moved to approve the Agenda, seconded by McGettigan. Vote yea: unanimous. Motion carried.

ADMINISTRATION AGENDA

MINUTES – JULY 5, 2016 REGULAR CITY COUNCIL MEETING

Hobson moved to accept the minutes of the July 5, 2016, regular City Council meeting, seconded by Cicirello. Vote yea: unanimous. Motion carried.

PRESENTATIONS/PROCLAMATIONS – None

PUBLIC FORUM –

Janice Sharp, Valley Center Public Librarian reported that donations and pledges for the Community Building thus far total \$214,245.00.

Gene Miller addressed Council regarding the ongoing drainage problem in his block of Northwind Drive. He reported that City personnel were working in the ditches and culverts but seem to have made matters worse. Mayor Dove thanked Miller for bringing the issue to Council and will get more information and contact him.

APPOINTMENTS –

Mayor Dove appointed Don Keenan to the Site Plan Committee. Jackson moved to approve the appointment, seconded by Kerstetter. Vote yea: unanimous. Motion carried.

COMMITTEES, COMMISSIONS – June 28, 2016 Planning Commission Meeting Minutes

OLD BUSINESS

A. PUBLIC HEARING FOR ALCOHOL WAIVER FOR JERRY'S TEX MEX GRILL

Mayor Dove opened the Public Hearing regarding the alcohol waiver at 7:09pm

John Rogers urged Council to approve the waiver to Jerry's Tex Mex Grill. He felt that Valley Center needs to be more business friendly and help the community grow.

Members of the Valley Center United Methodist Church, located across the street from the restaurant addressed Council to ask that no waiver be approved. They cited safety concerns especially for children crossing the street as well as members of the congregation in the parking lot. Stressed that it is the busiest intersection in Valley Center and that impaired drivers could aggravate an already dangerous situation. They asked Council to respect the Ordinance in place. Addressing Council were Roger Joyal, John Rogers, June Marcy, Bart Balthazor, Steve Holmes, Kristen Joyal and Brian Schendolar.

Mayor Dove closed the Public Hearing at 7:25pm.

B. RESOLUTION 655-16 REGARDING ALCOHOL WAIVER

Council discussed the waiver. Hobson questioned how patrons would be monitored regarding alcohol consumed. Cicirello stated that he has not found any of his constituents that are against the waiver. Kerstetter asked what hours the restaurant is open. Sandra Lopez, Jerry's Tex Mex Grill, addressed Council in regards to questions. Staff must go through training prior to serving alcohol. She has previous experience as a bartender and restaurant owner and would refuse to serve to an inebriated person. Hours are Tues-Sunday 11:00am to 9:00pm.

Discussion was held with staff clarifying that the waiver is only for a cereal malt beverage license 3.2 beer, same type of license that Pizza Hut currently has. Chief Hephner reported that to his knowledge no issues have occurred regarding other restaurants in Valley Center

Kerstetter moved to approve Resolution 655-16 waiving the location restrictions of Section 5.18.040 for Jerry's Tex Mex Grill, 556 N. Meridian, Valley Center, Kansas. Seconded by Maschino. Vote: yea: Kerstetter, Cicirello, McGettigan, Maschino, Jackson and Anderson. Opposed: Hobson and Gregory. Motion carried.

C. RESOLUTION 654-16 REGARDING USD 262 HIGH SCHOOL ANNEXATION

Arbuckle explained the process of annexation. The resolution if approved will be sent to Sedgwick County for approval.

Cicirello moved to adopt Resolution 654-16, to pursue annexation of certain property owned by USD 262. Seconded by Maschino. Vote yea: unanimous. Motion carried.

Kerstetter asked and was informed that after the County receives the request they have 30 days to approve or reject.

D. DISCUSSION OF 2017 BUDGET

Funding for the Fire Department was addressed. Council wants to make sure that we keep our Fire Department local and supports funding. Kerstetter would like to move funding from a Community Development Intern to fund an additional full time firefighter especially if the proposed study recommends such action.

Cicirello moved to approve the consultant in the 2017 budget but fund study in 2016 with reserve funds and the 2017 budget will reimburse said reserve funds. Maschino seconded the motion.

Hobson is opposed to spending more money on a consultant fee. Staff stressed the importance of the study and recommendation from a consultant that specializes in Volunteer Fire Departments. Such a study could help lay out a master plan for the next 10 years. Anderson stated that this Council needs to be good stewards of tax payer funds not just on the short term but consider long range plans, and felt the such a study is worth the investment.

Vote yea: unanimous. Motion carried.

Council continued with discussion of 2017 Budget. Council agreed that they would like to not raise taxes, but would feel the tax lid going into effect in 2018, should be a consideration as they approve the 2017 Budget. Polian reported that 1 mill would raise taxes approximately \$11.00 per \$100,00.00 value. Council directed Polian to create proposal with a 2 mill increase.

Mayor called a 15 minutes recess at 8:11pm to allow Polian to adjust dollar amounts.

E. NOTICE OF PUBLIC HEARING RE: 2017 BUDGET

Mayor called meeting back to order at 8:26pm.

Polian reported that with a 2 mill increase, total tax dollars to authorize would be \$2,660,277.00. Council felt that would be an amount they felt comfortable proposing and they could make adjustments if needed.

Jackson moved to set the upper limit for publication at \$2,660,277.00. Maschino seconded the motion. Cicirello and Polian asked that the Public Hearing also be set. Jackson amended his motion to establish and publish for public hearing August 2, 2016 at 7:00 PM at City Hall for the purpose of hearing and answering objections of taxpayers relating to the proposed use of all funds with the amount of Ad Valorem Tax not to exceed \$2,660,277.00. Maschino seconded the amended motion. Vote Yea: Unanimous

NEW BUSINESS

CONSENT AGENDA

- A. APPROPRIATION ORDINANCE**
- B. TREASURER'S REPORT JUNE 2016**
- C. REVENUE AND EXPENSE SUMMARIES JUNE 2016**
- D. CHECK RECONCILIATION JUNE 2016**
- E. MAIN STREET VALLEY CENTER FOOD TRUCK REQUEST**

Anderson moved, seconded by Hobson to approve the Consent Agenda as presented. Vote Yea: Unanimous. Motion carried.

STAFF REPORTS

CHIEF HEPHNER

Reported that Officer Schaller has graduated from field training and is now on her own in a patrol car. Officer Manning will graduate from KLETC on July 29th.

CITY SUPERINTENDENT HOLPER

Reported that the department is burning the brush pile, so if people ask about smoke smell, it could be coming from there. Reminded everyone that the mulch pit is open from 9-4.

PARKS AND PUBLIC BUILDINGS SUPERINTENDENT OWINGS

Following a series of vandalism events, the department has installed security cameras at Lions Park and McLaughlin Park.

CITY ENGINEER GOLKA

While a final date has not been set, he anticipates the 93rd. Street project to begin mid-August.

The north driveway project at Leeker's was completed in 9 days.

CITY ADMINISTRATOR HILDEBRAND

Thanked the Council for the opportunity to work for Valley Center. One of his major goals will be to keep communication open. "Come talk to me, with both the good and the bad."

GOVERNING BODY REPORTS –

MAYOR DOVE

Mayor Dove welcomed Administrator Hildebrand. His first day was July 18, 2016.

COUNCIL MEMBER CICIRELLO

In regards to the remarks made during Public Forum by Mr. Miller, asked why the clearing and drainage for the Northwind Drive area was started in that block and not further south.

COUNCIL MEMBER ANDERSON

Thanked all the members of Council for their input working with WSU on the Strategic Plan for Valley Center. Feels that the project has been and will continue to be very beneficial.

COUNCIL MEMBER HOBSON

Noted that funds for Main Street Valley Center are included in the 2017 budget, but would like to be able to keep their motivation going. Hobson moved that \$5000.00 be given to the group from 2016 funds to help fund projects and activities from now to the end of the year.

Questions were raised whether this is appropriate to discuss without being on agenda. Motion died for lack of second. Staff was asked to place this on the August 2, 2016 agenda for discussion.

Hobson moved to adjourn, second by Jackson. Vote Yea: Unanimous.

ADJOURN -

Meeting adjourned at 8:43 PM.

Kristi Carrithers, City Clerk