

VALLEY CENTER COUNCIL MEETING  
August 21, 2018  
CITY HALL  
121 S. MERIDIAN

Mayor Laurie Dove called the regular session to order at 7:00 p.m. with the following members present: Ron Colbert, Lou Cicirello, Gina Gregory, Brendan McGettigan, Marci Maschino, Matt Stamm, Ben Anderson and Paul Davis.

Members Absent: None

Staff Present: Scott Hildebrand, City Administrator  
Kristine Polian, Asst. City Administrator  
Lloyd Newman, Police Chief  
Neal Owings, Parks and Public Buildings Director  
Rodney Eggleston, Public Works Director  
Kristi Carrithers, City Clerk  
Frank Miller, Animal Control Officer

Press present: The Ark Valley News

**APPROVAL OF THE AGENDA**

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

**ADMINISTRATION AGENDA**

MINUTES –AUGUST 7, 2018 REGULAR CITY COUNCIL MEETING

Gregory moved to accept the minutes of the August 7, 2018, regular City Council meeting, seconded by McGettigan. Vote yea: unanimous. Motion carried.

**PRESENTATIONS/PROCLAMATIONS – None**

**PUBLIC FORUM –**

Nancy Anderson addressed Council regarding the time capsule that was buried by the old Library building in 1985. The original plan was to open it after 50 years. The Friends of Library do not have a recommendation, but are willing to help if the City chooses to open it now, or move it to the new Library to be opened at a later date.

**APPOINTMENTS –**

LEAGUE OF KANSAS MUNICIPALITIES VOTING DELEGATES

Mayor Dove appointed Ronald Colbert and Brendan McGettigan as voting delegates and Scott Hildebrand and Kristi Carrithers as alternate voting delegates for the October LKM annual meeting. Anderson moved to accept the appointment of Colbert and McGettigan as voting delegates, seconded by Stamm. Vote yea: unanimous. Motion carried. Cicirello moved to accept the appointment of Hildebrand and Carrithers as voting alternates delegates, seconded by Maschino. Vote yea: unanimous.

**COMMITTEES, COMMISSIONS – None**

## **OLD BUSINESS –**

### **A. ORDINANCE 1322-18; STANDARD TRAFFIC ORDINANCE**

Cicirello moved to adopt Ordinance 1322-18, amending Chapter 10.04, section 10 of the Valley Center Municipal Code and amendments thereto related to the Regulation of Traffic within the corporate limits of the City of Valley Center, Kansas, for 2nd reading. Gregory seconded the motion. Vote yea: unanimous. Motion carried.

### **B. ORDINANCE 1323-18; UNIFORM PUBLIC OFFENSE CODE**

Anderson moved to adopt Ordinance 1323-18, amending Chapter 9.01 of the Valley Center Municipal Code and amendments thereto, for 2nd reading. Cicirello seconded the motion. Vote yea: unanimous. Motion carried.

### **C. RECYCLING OPTION DISCUSSION**

Polian presented options for discussion regarding requested rate increase from Waste Management. The City's contract is in place until 2020. Regardless of decision of Council, Polian would like to survey the residents of Valley Center regarding recycling so that we have information when negotiations begin on another contract. Councilmembers believed that no rate increase should be implemented at this time. If we have a contract, there is no reason to pass on any increase to Waste Management. Cicirello and Gregory both would like more education of residents about what can and cannot be placed in recycling bin.

Jim Gregory addressed Council with research he compiled regarding recycling and Waste Management. He reminded Council that Waste Management is not a small Mom and Pop business, but rather a large global enterprise with large profits.

Stamm moved to leave contract with Waste Management as written and not approve any requested increase in fees. Seconded by Cicirello. Vote yea: unanimous. Motion carried.

## **NEW BUSINESS-**

### **A. RESOLUTION 672-18; WATER CONNECTION FEES**

Maschino moved to adopt Resolution 672-18, amending the fee schedule for connection fees set forth in Chapter 12, section 20, article 010, seconded by Davis. Vote yea: unanimous. Motion carried.

### **B. RESOLUTION 673-18; STORM WATER UTILITY FEES**

Stamm moved to adopt Resolution 673-18, amending the storm water management fee and adjusting the rates, seconded by Maschino. Vote yea: unanimous. Motion carried.

### **C. ORDINANCE 1324-18; PREPAYMENT OF GASOLINE**

Chief Newman explained this Ordinance would require prepayment for purchase of gasoline. Currently, the corporate offices of one of the local convenience stores, requires a City ordinance before the store can post and require pre-payment. Newman stated that skips are difficult to catch and prosecute and there have already been 14 in 2018.

Cicirello moved to adopt Ordinance 1324-18, adding the provisions for prepayment or preapproval for the purchase of gasoline. For 1<sup>st</sup> reading. Motion seconded by Colbert. Vote yea: unanimous. Motion carried.

### **D. OLD LIBRARY BUILDING DISCUSSION**

Hildebrand presented to Council an proposal from McCurdy Auction to sell the old Public Library building at public auction. Hildebrand explained that auctioning the property puts everyone at the same advantage level. If the City wished to list the property with a realtor, it would need to go through a bid process with all local realtors. Cicirello questioned whether an appraisal had been done, and Gregory was hesitant about no reserve at the auction. Anderson stated that if the City has determined ruled that it cannot be used effectively for City business, then selling it would get it back on the tax rolls.

Maschino moved to approve the contract with McCurdy Auction with the marketing campaign to cost \$1400.00. Colbert seconded the motion. Vote Yea. Colbert, McGettigan, Maschino, Stamm, Anderson and Davis. Opposed: Cicirello and Gregory.

#### E. DOMESTIC ANIMALS DISCUSSION

Hildebrand asked for Chamber input following Mr. Dill's request regarding fees for animal license. The ordinance was included in Council packet for review. Hildebrand explained that Council could change the requirements of license fees based on lot size with a new ordinance. Frank Miller, animal control officer, explained that he uses the city code for enforcement, although zoning use has limitations. His primary concern is having "right of entry" to properties for inspection of animals and facilities.

After further discussion, Council directed Hildebrand to work on revision to Ordinance to address lot/acre size and number of animals.

Maygan Hart, 3059 E 5<sup>th</sup> St., Valley Center addressed Council. She stated that her family has lived on farm for many year and supports lowering fees for domestic animals on family farms.

Colbert requested a report regarding the number of individuals this would effect, how many animals and the number of acres of the farms.

#### **CONSENT AGENDA**

- A. APPROPRIATION ORDINANCE**
- B. TREASURER'S RPORT**
- C. REVENUE AND EXPENSE SUMMARIES**
- D. DELINQUENT ACCOUNT REPORT**
- E. CHECK RECONCILIATION**

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

#### **STAFF REPORTS-**

##### ASSISTANT CITY ADMINISTRATOR POLIAN

Reported that City emails had issues 2 weeks ago. Virtual servers were built and Exchange 2016 and Incode were put on separate servers. Polian stated that the cost for repair was approximately \$15,000.00 which is over the policy limit, however, she consulted both Mayor and Councilmember Cicirello for input and authorization.

##### CITY ADMINISTRATOR HILDEBRAND

Sunflower Gardens will have a ribbon cutting on August 27<sup>th</sup>.  
Inquired if Council would support or ride on a City of Valley Center float during the Fall Fest parade.  
Stated the Sedgwick County Election Office will be using the Community Building for the upcoming general election and the early voting.

Met with Wichita State University regarding the survey. Topics to include might be Economic Development Board, grocery store, outdoor spaces, community building/library, rec commission and recycling.

**GOVERNING BODY REPORTS –**

Mayor reminded Council of Land Bank meeting. It will be called to order immediately following the adjournment of regular Council Meeting.

Colbert reported that he toured the 911 facility with Chief Newman and encouraged other to go. Attended the LKM KOMA/KORA training. Encouraged participation in the Transportation Task Force in Wichita. Colbert also attended a Library Board meeting and has concerns personally about possible ADA issues at the new building. Would like the City to have a booth at Fall Fest.

Gregory asked that Main Street Valley Center be included in proposed survey. Reported that Sedgwick County Association of City will be meeting September 8, 2018 at the Community Building. City of Valley Center will be the hosts.

Anderson moved to adjourn, second by Stamm. Vote Yea: Unanimous.

**ADJOURN -**

**Meeting adjourned at 8:23 PM.**

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**Kristi Carrithers, City Clerk**