

REGULAR COUNCIL MEETING
October 4, 2022
CITY HALL
121 S. MERIDIAN

Council President Ben Anderson called the regular council meeting to order at 7:00 p.m. with the following members present: Matt Stamm, Chris Evans, Clint Bass, Ben Anderson, Gina Gregory, Dale Kerstetter, Robert Wilson, and Ronald Colbert.

Members Absent: Mayor Cicirello

Staff Present: Barry Arbuckle, City Attorney
Rodney Eggleston, Public Works Director
Lloyd Newman, Public Safety Director
Ryan Shrack, Community Development Director
Gage Scheer, City Engineer
Matt Koehn, City Treasurer
Barry Smith, Asst. City Administrator
Brent Clark, City Administrator
Kristi Carrithers, City Clerk

Press present: Ark Valley News

APPROVAL OF AGENDA

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

ADMINISTRATION AGENDA –
SEPTEMBER 20, 2022, REGULAR CITY COUNCIL MINUTES-

Bass moved to approve the minutes of the September 20, 2022, regular City Council meeting as presented, seconded by Evans. Vote yea: Unanimous Motion carried.

PRESENTATIONS/PROCLAMATIONS – None

PUBLIC FORUM – None

APPOINTMENTS – None

OLD BUSINESS – None

NEW BUSINESS-

A. RIDGEFIELD HOA REQUEST TO LOWER SPEED LIMIT

James Janson, 748 Wakefield, President of the Ridgefield HOA addressed Council requesting approval to lower of the speed limit to 20mph throughout the entire subdivision, placement of appropriate signage for Deaf Children, Children at Play, and Special Needs Children at Play. Discussion was held regarding traffic speed counter/study, signage, policy development and poll of all HOA residents. Speed limits in all residential areas is 30 mph unless otherwise posted. The city has equipment to conduct an internal traffic study without the cost of an engineering study. Clark stated that another HOA has inquired about lowering speed limits, so he suggested a policy be developed. Chief Newman stated that overuse of signs can lead to sign pollution in which drivers begin to ignore signs.

Evans moved to direct City staff to gather more information, further investigate the request, and provide information during the next City Council Meeting on October 18th, 2022. Motion seconded by Bass. Vote yea: Evans, Bass, Anderson, Gregory, Kerstetter, Wilson and Colbert. Opposed Stamm. Motion carried.

B. APPROVAL OF SUPPLEMENTAL AGREEMENT WITH SHORT ELLIOT HENDRICKSON INC.

City Administrator Clark presented supplemental agreement with SEH Inc. for preliminary and final platting service for the Sunflower Valley Development along Ford Street.

Stamm moved to approve supplemental agreement with Short Elliott Hendrickson Inc. in the amount of \$17,200.00 for preliminary and final platting services for the Ford St. Project and authorize Mayor to sign.

Motion seconded by Evans. Vote Yea: unanimous. Motion carried.

C. APPROVAL OF PURCHASE OF PIPELINE FROM MVP INC.

City Administrator Clark and City Attorney Arbuckle requested approval to purchase oil line and blanket easement along east side of Sunflower Valley Development. Anderson and Kerstetter expressed concerns about EPA liability issues. Arbuckle and Clark explained that this is an abandoned pipeline that hasn't been used for many years. Any previous environmental issues would be the responsibility of previous owners, while liability of future EPA issues would be City. They stated that the city could cap ends, although they may have already been capped.

Wilson moved to approve purchase agreement with MVP Inc. for \$5,000.00 and authorize Mayor to sign. Motion seconded by Colbert. Vote Yea: Stamm, Evans, Bass, Anderson, Gregory, Wilson, and Colbert. Opposed: Kerstetter Motion carried.

D. ARBOR VALLEY PHASE 1; APPROVAL OF CONSTRUCTION ADMINISTRATION CONTRACT

City Engineer Scheer presented PEC contract for construction administration services for the Arbor Valley Phase 1 project. Administrator Clark stated that JEO also submitted a bid for the administration services, but PEC was low qualified bid.

Wilson moved to approve the construction administration services contract with PEC in the amount of \$15,000.00 and authorize Mayor to sign, seconded by Colbert. Vote Yea: Unanimous. Motion carried.

E. EXECUTIVE SESSION; ATTORNEY CLIENT PRIVILEGE

Anderson requested a recess for Council to go into executive session.

Kerstetter moved to recess into executive session for consultation with the City Attorney pursuant to K.S.A. 75-4319(b)(2) to discuss the municipalization of the electric utility which would be deemed privileged in the attorney-client relationship. The executive session is to include the Governing Body, Mayor Cicirello via telephone and the City Attorney. The open meeting will reconvene in 10 minutes Motion seconded by Gregory. Vote Yea: Unanimous. Motion carried.

Session started at 7:33pm

Anderson called meeting back to order at 7:43 pm.

Kerstetter stated Council and Mayor via phone had meet with City Attorney Arbuckle for legal analysis of article 6 and 7 of report. No official action was taken by Council while in executive session

CONSENT AGENDA

A. APPROPRIATION ORDINANCE – OCTOBER 4, 2022

B. DELINQUENT ACCOUNT REPORT – JULY 2022

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

STAFF REPORTS

COMMUNITY DEVELOPMENT DIRECTOR SHRACK

Shrack reported that the Farmers Market will be held this Thursday from 4:00-8:00pm. He did note that with the shorter days it might not be open until 8:00pm so get there early.

PUBLIC SAFETY DIRECTOR NEWMAN

Reported that the fire house is hosting open house the next two evenings. Also, this Saturday will be a Faith and Blue event in the Community Building parking lot from 11:00-2:00

PUBLIC WORKS DIRECTOR EGGLESTON

The mil and overlay project on Goff and Fieldstone have been completed. Reported that three proposals for the water treatment plant were received. They are being reviewed and scored by members of the selection committee.

ASST CITY ADMINISTRATOR SMITH

Announced that City Treasurer Koehn has accepted the Finance Director position with the City of Andover.

CITY ADMINISTRATOR CLARK

Thanked Matt Koehn for all his hard work. He will be missed.

GOVERNING BODY REPORTS –

COUNCILMEMBER STAMM

Thanked everyone for hard work at Fall Fest but would like consideration of expanding area for beer consumption throughout the area, similar to the 2022 Kansas State Fair.

COUNCILMEMBERS EVANS AND BASS AND WILSON

Concurred with Stamm regarding allowing beer consumption throughout area.

COUNCILMEMBER COLBERT

Will be following the Kansas legislative sessions. Urged residents to view map information regarding electric vehicles on the WAMPO website. He also assisted with the bike, scooter and e-bike count last week. Reported that there needs to be more than one counting location.

Colbert moved to adjourn, second by Wilson. Vote Yea: Unanimous.

ADJOURN -

Meeting adjourned at 7:55pm.

Kristi Carrithers, City Clerk