

ANDOVER CITY COUNCIL MEETING

Andover City Hall
1609 E. Central Avenue
March 25, 2014 – 7:00 p.m.

00:00

1. Call to Order

City Council Members present were Troy Tabor, Sheri Geisler, Clark Nelson, Caroline Hale, Kris Estes, and Byron Stout IV.

Staff: Police Chief Michael Keller, Chief Financial Officer Donna Davis, Fire Chief Chad Russell, Assistant City Administrator Jennifer McCausland, City Attorney JT Klaus, Public Works & Community Development Director Les Mangus, City Clerk Susan Renner, City Administrator Sasha Stiles, and City Consulting Engineer Mike Thompson.

00:01

2. Invocation was given by Pastor David LeMonnier of Epic Church, Wichita.

00:03

3. Pledge of Allegiance was led by Mayor Ben Lawrence.

00:03

4. Public Forum

- a. Pastor David LeMonnier of Epic Church, 11010 E Kellogg, Wichita, requested use of the picnic shelter, gazebo and open park area for an Easter Egg Hunt on Saturday, April 19, 2014. The event is free and open to the public.

A motion was made by Council Member Clark Nelson, seconded by Council Member Byron Stout to approve the request as presented. Motion carried 6/0.

00:05

- b. David Levy, 1931 N. Grace Avenue, representing the Andover/Augusta Rail Trail Initiative (AARTI) requested the use of the City Hall parking lot and sidewalks to hold a Bike Fair on May 10, 2014. There are many events planned for the fair and requested use of Central Park Lodge room 2 in case of inclement weather with a waiver of the fee.

A motion was made by Council Member Sheri Geisler, seconded by Council Member Troy Tabor to approve the request as presented. Motion carried 6/0.

00:13

5. Acceptance of Agenda

Sasha Stiles stated a revised memo was on the bench for consent agenda item f. Park Department purchase of a truck.

A motion was made by Council Member Clark Nelson, seconded by Council Member Byron Stout to accept the agenda as presented.

6. Proclamations

- a. Mayor Lawrence recognized Ms. Lori Gunzelman, an Andover Central Middle School Math Teacher, as the recipient of the 2014 Kansas Master Teacher award.

00:15

7. Consent Agenda

- a. Approval of Minutes
 1. City Council Meeting: March 11, 2014
 2. City Council and Planning Commission Joint Meeting March 18, 2014
- b. Receive & file reports
 1. Finance: February 2014
 2. Fire: February 2014
 3. Police: February 2014
 4. S & P Rating Report
- c. Receive & file minutes
 1. Site Plan Review: February 26, 2014
- d. Approval of appropriation ordinance B-05-14 in the amount of \$ 365,562.23.
- e. Approval of non-elected personnel items

David Worthington, Street Department semi-skilled maintenance worker, from training to regular status, with a pay increase from \$12.25 to \$12.50 per hour, effective February 26, 2014.

- f. Approval of the Parks Department purchase of a 2015 Freightliner dump bed truck from Kansas Truck Center, Wichita, Kansas, in the amount of \$80,497. Other bids were received from Summit Truck Group of Wichita, \$73,281 and Doonan of

Wichita, \$87,552. *(the lowest bid did not meet the required specifications-memo was on the bench)*

- g. Approval of the Parks Department purchase of snow removal attachments for the Hustler 3700 tractor from Kansas Golf and Turf, Inc., Wichita, Kansas, in the amount of \$22,890.46. No other bids were received.
- h. Acceptance of a mutual annexation agreement with the City of Wichita regarding the annexation of property across county lines.
- i. Approval of the CVB check request for the hotel voucher program; Holiday Inn Express, \$2,400 for vouchers from January 15 to February 28; and Days Inn, \$1,600 for vouchers from February 22 to March 7.

A motion was made by Council Member Caroline Hale, seconded by Council Member Kris Estes to approve the consent agenda as presented. Motion carried 6/0.

00:16

- 8. Dusty Davis, ICI Broker, El Dorado, presented the proposed EMC property and liability insurance renewal information for the City and VFIS insurance for the Fire Department. The proposal shows an approximate 6% increase for the City due to the addition of digital radios and data compromise coverage. The Fire Department insurance with VFIS was decreased by approximately 4%.

A motion was made by Council Member Clark Nelson, seconded by Council Member Kris Estes to approve the insurance renewal for 2014-2015 as presented. Motion carried 6/0.

00:20

- 9. Vacation Case VA-1401-01 (124 N. Douglas Circle)
 - a. Hearing
 - Mayor Ben Lawrence opened the public hearing. No one addressed the Council.
 - Mayor Ben Lawrence closed the public hearing.
 - b. Vacation Order
 - Les Mangus explained the applicant would like to place a water well in the front yard.

A motion was made by Council Member Kris Estes, seconded by Council Member Sheri Geisler to approve the vacation case as presented. Motion carried 6/0.

00:21

10. Shadow Rock Addition water and sewer improvement bids

Les Mangus stated bids were opened on March 18, 2014 and all bids were under the engineers estimate. Mies Construction, Wichita, was the low bid at \$386,229.50, other bids received were; Dondlinger Construction, Wichita, \$534,293.55; McCullough Excavating, Wichita, \$440,415.00; and Nowak Construction, Wichita, \$389,697.00.

Sasha Stiles confirmed the bid was within the petition amount.

A motion was made by Council Member Clark Nelson, seconded by Council Member Byron Stout to accept the bid from Mies Construction. Motion carried 6/0.

00:23

11. A resolution repealing and replacing Resolution 13-16 establishing the times and dates for permitted sales and for the permitted discharge of fireworks within the City of Andover, Kansas.

Mayor Ben Lawrence stepped down from the bench due to what could be perceived as a conflict of interest.

After some discussion City Attorney JT Klaus stated with no changes to Resolution 13-16 there was no need to pass another resolution. Resolution 13-16 would not be repealed or replaced.

No motion necessary.

00:29

12. A resolution establishing contractor pre-requisites for bidding on the improvement, installation and construction of certain public works and utilities within the City of Andover, Kansas.

Les Mangus explained this resolution would formalize the qualification process for contractors to bid on City projects. The City will use KDOT's pre-qualified contractor list and will receive the benefits of KDOT's oversight and auditing of the contractors. He added this was not to restrict bids but avoid potential negative consequences with a contractor that maybe is not financially sound, lacks the experience, labor or equipment to perform the terms of the contract.

A motion was made by Council Member Troy Tabor, seconded by Council Member Sheri Geisler to adopt the resolution as presented. Motion carried 6/0. Resolution number 14-06 was assigned.

00:37

13. An ordinance annexing a portion of Allen Street to the City of Andover, Kansas

Les Mangus explained no ordinance could be located that supported this piece of property being annexed into the City. This is a housekeeping issue to correct an oversight from thirty years ago.

A motion was made by Council Member Caroline Hale, seconded by Council Member Sheri Geisler to adopt the ordinance as presented. Motion carried 6/0. Ordinance number 1567 was assigned.

00:38

14. Discussion

- a. An ordinance (1) amending Section 4-511.2 of Chapter IV, Article 5 of the Code of the City of Andover, (2) adding Sections 4-1603(bb) and (cc) of Chapter IV, Article 16 of said Code, and (3) amending Section 100(b)(8) of Article 6 of the City of Andover Zoning Regulations, as previously incorporated by Ordinance No. 1187 of the City, for the purpose of allowing power safety covers as a suitable barrier for residential swimming pools

Les Mangus explained this was in response to a citizen request for Council consideration regarding the requirement of a fence with locking gate around a swimming pool be substituted with a locking automatic safety pool cover. He added it is more a cleanup of where City Code overlaps with the zoning regulations. This ordinance would remove the item from the zoning regulations and utilize the International Residential Code for local property maintenance adopted by the City which allows for either the fence with locking gate or the locking cover.

Mayor Ben Lawrence asked staff to present the ordinance at the next meeting for the Council's consideration.

00:47

15. Executive session – land acquisition

A motion was made by Council Member Bryson Stout, seconded by Council Member Sheri Geisler to go into executive session to include the Governing Body, City Administrator, City Attorney, and Public Works Director for approximately ten minutes.

00:57

A motion was made by Council Member Sheri Geisler, seconded by Council Member Byron Stout to come out of executive session. Motion carried 6/0.

No action was taken as a result of the executive session.

00:58

16. Member Items

Council Member Troy Tabor

- Thanked Fire Chief Russell for the job well done by the department on March 13, 2014 when there were so many fires at one time.
 - Chief Russell stated the department has excellent staff.

Council Member Sheri Geisler

- Thanked Fire Chief Russell for allowing her participation in the training/burning of a house.
- AARTI is doing a really good job with the rails to trails corridor and the clean-up.
- The Easter egg hunt is great.
- Inquired if she could purchase a hard copy of the Butler County Times-Gazette anywhere in Andover.
- Inquired if the photos of the Council would be updated on the website.
- Stated she has spoken with residents about a sales tax to pay for upcoming capital improvements and received positive responses.
- Is proud of the Wichita State Shockers basketball team.

Council Member Caroline Hale had none.

Council Member Kris Estes had none.

Council Member Byron Stout had none.

Sasha Stiles briefly explained the award nomination forms for USD 385.

01:07

A motion was made by Council Member Sheri Geisler, seconded by Council Member Byron Stout to adjourn. Motion carried 6/0.

Adjourn

Respectfully Submitted by

Susan Renner

City Clerk

Approved this 8th day of April, 2014, by the City Council, City of Andover, Kansas.