

ANDOVER CITY COUNCIL MEETING

Andover City Hall  
1609 E. Central Avenue  
September 9, 2014 – 7:00 p.m.

00:01

1. Mayor Ben Lawrence called the meeting to order.

00:02

2. Roll Call

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, and City Administrator Sasha Stiles.

A/V: Bill Duggan

00:02

3. Invocation was given by Council Member Kris Estes.

00:03

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

5. Public Forum – no one addressed the Council

00:05

6. Acceptance of Agenda

Sasha Stiles requested the addition of two items to the regular agenda; request approval of an advertising agreement for the CVB; and a discussion regarding painting house numbers on street curbs.

Mayor Ben Lawrence requested the addition of a discussion regarding the bill board inherited with the purchase of the Raymond Oil property on US Hwy 54.

Mayor Ben Lawrence added that agenda item number 9. Executive Session is for land acquisition and not matters of attorney client privilege.

A motion was made by Council Member Clark Nelson, seconded by Council Member Byron Stout to accept the agenda with the additions and correction as requested. Motion carried 6/0.

00:06

7. Presentations

- a. Kandace Hunt, Chairwoman GAD committee, presented the schedule for Greater Andover Days 2014 and asked Council Members to volunteer for some events where needed.
- b. Neal Flickinger, Andover Municipal Golf Course General Manager, explained the game of foot golf that began the past weekend at the golf course. They hope this will bring individuals to the golf course that have never been.

00:23

8. Consent Agenda

- a. Approval of Minutes
  - i. City Council Workshop: August 25, 2014
  - ii. City Council Meeting: August 26, 2014
- b. Receive & file reports
  - i. Finance: August 2014
  - ii. Fire: August 2014
- c. Receive & file minutes
  - i. Site Plan Review: May 6, 2014
  - ii. Subdivision: July 8, 2014
  - iii. Planning Commission: July 14, 2014
  - iv. CVB Committee: August 11, 2014
- d. Approval of appropriation ordinance B-16-14 in the amount of \$ 316,546.04.
- e. Approval of a permit for Stellar Fireworks for the GAD fireworks display September 27.
- f. Approval of check request for CVB funds to the Andover Days Inn for vouchers from July 30 through August 25 in the amount of \$1,640.

- g. Approval of a recommendation by the Grants of Public Funds Committee to allow for a \$1,000 contribution to the Family Life Center Safehouse in El Dorado.
- h. Approval of a recommendation by the Grants of Public Funds Committee to allow for a \$5,000 contribution the Andover Chamber of Commerce for the City's annual membership.

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

00:24

9. Executive Session – land acquisition

A motion was made by Council Member Sheri Geisler, seconded by Council Member Byron Stout to go into executive session to include the Governing Body, City Administrator, City Attorney, and the Butler County Director of Community Development for approximately fifteen minutes. Motion carried 6/0.

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

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

00:41

10. A resolution adopting the South-Central Kansas (Region G) Multi-Hazard, Multi-Jurisdictional Hazard Mitigation Plan.

Bill Duggan, IT Director/Emergency Manager, explained the State of Kansas requires counties to update the County wide Emergency Management and Hazard Mitigation plan every five years and then local governments officially adopt the plan this allows cities to receive state and federal grant funding for mitigation projects.

A motion was made by Council Member Caroline Hale, seconded by Council Member Sheri Geisler to adopt the resolution as presented. Motion carried 6/0. Resolution number 14-20 was assigned.

00:43

11. KDOT Supplemental Agreement 1 – Grading & Surfacing 159<sup>th</sup> Street project (8N-058-01)

Les Mangus explained this agreement reflects the current method of funding and the final spread of cost for the project.

A motion was made by Council Member Byron Stout, seconded by Council Member Sheri Geisler to approve the agreement and authorize the Mayor to sign. Motion carried 6/0.

00:44

12. Landscape Architectural Services agreement with Rice-Foster Associates

Mayor Ben Lawrence explained the agreement was the third phase for the amphitheater study and was approved by the CVB. Phase I was the feasibility study, Phase II was the site concept plan and Phase III would determine an estimate of project costs. The CVB has the funds to pay for this final phase in their approved 2014 budget.

A motion was made by Council Member Byron Stout, seconded by Council Member Sheri Geisler to approve the agreement and authorize the Mayor to sign. Motion carried 6/0.

00:46

CVB advertising agreement

Jennifer McCausland presented an advertising contract with Journal Communications, Franklin, Tennessee, for an ad in the Metro Wichita Economic Development magazine. The magazine is an annual publication used by companies to aid site selection as well as employee searches. The CVB has taken more interest in economic development for the City and approved the expenditure of CVB funds in the amount of \$1,700.

A motion was made by Council Member Byron Stout, seconded by Council Member Kris Estes to approve the agreement and authorize the Mayor to sign. Motion carried 6/0.

00:49

Painting house numbers on curbs

Council Member Caroline Hale had been contacted about a company selling their service to Andover residents the painting of house numbers on the curb in front of the home owner's residence. She added she did not care if a home owner bought it or not she thought the company should have acquired a permit from the City and also recalled a discussion about this years ago. She thought maybe the Fire Department thought it was not a good idea.

Council Member Sheri Geisler stated that it had been discussed in years prior when she had brought the idea to a City Council meeting as a fund raiser for one of the Andover schools. It was turned down by the Council at that time.

The Council discussed the pros and cons of allowing the painting of house numbers on the curbs in front of residences; the curb is City property. Concerns regarding the regulation of the size, font, colors, location etc. were discussed and determined it was too difficult to regulate. Whether or not they help emergency vehicles locate an address was discussed and both Fire and

J.T. Klaus stated he had not had an opportunity to look at this issue but, he was surprised anyone would think they could paint on the curbs without a permit or license.

Council Members Clark Nelson, Sheri Geisler, and Troy Tabor (Tabor thought it should be up to the Home Owners Association or by permission from the City) opposed allowing the painting of the house numbers on the curbs.

Council Members Kris Estes and Byron Stout believed it should be allowed and if it becomes a problem address it at that time.

Police Chief Keller would like an ordinance passed if the City is not going to allow it so the department has something in writing.

Les Mangus stated the City's building code requires all homes to have 4" numbers displayed on the home.

A motion was made by Council Member Sheri Geisler, seconded by Council Member Clark Nelson to prohibit the painting of house numbers on curbs. Council Member Sheri Geisler withdrew her motion.

A motion was made by Council Member Kris Estes to allow the painting of address numbers with an exception if approved by the City staff. Motion died due to lack of a second.

The City Council concurred to leave the issue alone and continue using the Uniform Public Offense Code for Kansas Cites section 6.6 Criminal Damage to Property as the guideline.

01:12

Billboard located on US 54

Mayor Ben Lawrence explained there had been a citizen complaint about the ad regarding erectile dysfunction on the billboard located on City property at the Andover Municipal Golf Course as being offensive. With the purchase of the right of way property from Raymond Oil the City now owns a billboard which sits on the property. The sign is a legal nonconformance since it was there prior to the City passing an ordinance not allowing off-site advertising.

JT Klaus explained the lease can be terminated but not until August 31, 2015 and Clear Channel must be given a ninety day notice of the termination. He added the Council will need to determine what do with the billboard at that time.

Mayor Ben Lawrence asked the Council to be thinking about what to do with the sign and requested staff put the issue on the April 2015 workshop agenda for discussion.

Sasha Stiles stated currently the ads change on the bill board every thirty days and this add will come down the week of September 21.

01:27

13. Executive Session – matters of attorney client privilege

A motion was made by Council Member Byron Stout, seconded by Council Member Troy Tabor to go into executive session to include the Governing Body, City Administrator, City Attorney, and the Public Works Director for the first five minutes of an approximate fifteen minute session. Motion carried 6/0.

A motion was made by Council Member Byron Stout, seconded by Council Member Sheri Geisler to come out of the executive session.

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

01:49

14. Member Items

Council Member Troy Tabor

- Attended the Site Plan Review Committee meeting and was impressed with the presentation by Sami Halaseh who is building on lot 1 of the Andover Business Park.

Council Member Sheri Geisler

- Encouraged fellow Council Members to attend the League of Kansas Municipalities conference in October in Wichita.

Council Member Clark Nelson had none.

Council Member Caroline Hale had none.

Council Member Kris Estes

- Asked staff to check on the operation of the stop light at Andover Road and Central Avenue as it is skipping the light for the east bound traffic in the evenings.

Council Member Byron Stout

- Added the same happens at 159<sup>th</sup> and 21<sup>st</sup> Streets in the morning.

Sasha Stiles stated the lights are controlled by low resolution cameras and if the sun light hits them just right it could cause the skipping, but staff would look into it.

01:55

A motion was made by Council Member Kris Estes, seconded by Council Member Caroline Hale to adjourn. Motion carried 6/0.

Adjourn

Respectfully submitted by

Susan Renner

City Clerk

Approved this 30<sup>th</sup> day of September, 2014, by the City Council, City of Andover, Kansas.