

ANDOVER CITY COUNCIL MEETING

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

*(The times noted on this document reflect the time on the video, not necessarily the number of minutes past 7:00 p.m.)*

00:01

1. Mayor Ben Lawrence called the meeting to order.
2. Roll Call

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

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: Cindy Barrett

3. Invocation was given by Pastor Brad Tuggle of the Andover Police Department Chaplains.

00:02

4. Pledge of Allegiance was led by Mayor Ben Lawrence.
5. Public Forum – no one addressed the Council.

00:03

6. Acceptance of Agenda

Sasha Stiles requested agenda item 12. 159<sup>th</sup> Street paving project be removed from the agenda. Council Member Sheri Geisler requested the addition of an executive session to discuss attorney client privilege information and Council Member Kris Estes requested the addition of a presentation.

A motion was made by Council Member Caroline Hale, seconded by Council Member Byron Stout to accept the agenda with modifications as requested. Motion carried 5/0.

00:04

7. Presentations

- a. Greater Andover Days Presentation to the Sunlight Children's Advocacy & Rights Foundation (SCARF)

GAD Chair Kandace Hunt presented Suzi Thein, SCARF executive director, a check in the amount of \$940 for the Sunshine Children's Home. A portion of the GAD button sales are donated each year to a charity.

Suzi Thein thanked GAD committee for their work and the donation. She also thanked the City for all of their assistance with the building of children's home

00:06

- b. Hometown Christmas

Seth Carey, HTC committee chair, provided an update on the events scheduled for the Thursday, December 11, event.

00:08

- c. Butler Community College Certificate of Appreciation

Council Member Kris Estes presented a certificate to Fireman Aaron Parker for his and Fireman Frank Shaw's last minute assistance as Honor Guard at the college's Veterans Day ceremony. It was greatly appreciated.

00:09

8. Awards

- a. Government Finance Officers Association Certificate of Achievement

Mayor Ben Lawrence presented Chief Financial Officer Donna Davis with this award for excellence in financial reporting. This was Ms. Davis's sixteenth year and the thirty-fifth year for the City to receive the award.

00:10

9. Consent Agenda

- a. Approval of Minutes

- i. City Council Workshop: November 24, 2014
- ii. City Council Meeting: November 25, 2014

- b. Approval of appropriation ordinance B-22-14 in the amount of \$ 269,166.35.

- c. Approval of non-elected personnel items  
Jennifer McCausland, Assistant City Administrator to Interim City Administrator, with a pay increase from \$26.75 to \$36.06 per hour, effective December 9, 2014. The pay increase will only apply during her service as Interim.  
  
Ethan Haworth, Wastewater Laborer training to regular status, with a pay increase from \$12.50 to \$13.00 per hour, effective December 9, 2014.
- d. Approval of the Equity Bank account signature card removing Sasha Stiles and adding Jennifer McCausland. (Resolution 14-30)
- e. Approval of Cereal Malt Beverage license renewals for 2015
  - i. Dillons #85, 225 E. Cloud
  - ii. Next Level LLC, Andover Municipal Golf Course
- f. Approval of the Police Department's purchase of a portable Lives Scan Fingerprint Collection System from DataWorks Plus, Greenville, South Carolina, in the amount of \$20,164 including associated hardware and software with a re-occurring annual maintenance fee of 2,822.96.
- g. Approval of APAC change order 1 in the amount of \$100,648.15 for the 2014 Street Rehab project for additional concrete repairs.
- h. Approval of GSI contract associated with APAC change order 1 in the amount of \$3,071.50 for the 2014 Street Rehab project for additional concrete materials testing.
- i. Approval of check request for CVB funds to the Andover Days Inn for vouchers from October 31 through December 3 in the amount of \$1,200.
- j. Approval of check request for CVB funds to the Holiday Inn Express for vouchers from September 16 through October 30 in the amount of \$1,360.

A motion was made by Council Member Byron Stout, seconded by Council Member Troy Tabor to approve the consent agenda as presented. Motion carried 5/0.

00:10

10. 2014 amended budget

- a. Public hearing

Mayor Ben Lawrence opened a public hearing. No one addressed the Council. Mayor Ben Lawrence closed the public hearing.

Donna Davis explained the amendments were housekeeping issues to keep the City in compliance.

b. Adopt amended budget

A motion was made by Council Member Caroline Hale, seconded by Council Member Troy Tabor to adopt the 2014 amended budget as presented. Motion carried 5/0.

00:11

11. Z-2014-04 - Andover Industrial Park Block 1 Lot 1

a. Public hearing

Mayor Ben Lawrence asked the Council if any intended to disqualify themselves from participating in the case due to a conflict of interest. No one did.

Mayor Ben Lawrence asked the City Clerk if any protest petitions had been received. None had.

Mayor Ben Lawrence confirmed with the Council they had received the draft minutes of the November 18, 2014 Planning Commission meeting. They had.

Mayor Ben Lawrence asked Zoning Administrator Les Mangus to provide a brief report.

Les Mangus explained to accommodate the facilities to be built on the property the zoning required amending.

Mayor Ben Lawrence asked if anyone from the public wanted to respond to the application or provide new information. No one did.

The applicant was not present.

The public hearing was closed.

b. An ordinance changing the zoning district classification of certain lands located in the City of Andover, Kansas, under the authority granted by the Zoning Regulations of the City as originally approved by Ordinance No. 1187.

A motion was made by Council Member Byron Stout, seconded by Council Member Sheri Geisler to adopt the ordinance for Zoning Case Z-2014-04 as presented. Motion carried 5/0. Ordinance number 1584 was assigned.

12. *159<sup>th</sup> Street paving project* THIS ITEM WAS REMOVED FROM THE AGENDA

- a. *Accept plans*
- b. *Approve the closure of 159<sup>th</sup> St. between Basswood Drive & Browning Street during construction*
- c. *Accept negotiated proposal*

00:13

13. An ordinance authorizing the City of Andover, Kansas to issue its taxable Industrial Revenue Bonds, Series A, 2014 (Aveda Institute project), in the aggregate principal amount of not to exceed \$3,100,000 and its subordinated taxable Industrial Revenue Bonds, Series B, 2014 (Aveda Institute project) in the aggregate amount of \$400,000, for the purposes of (1) purchasing, acquiring, constructing, furnishing, and equipping a school of cosmetology to be located in Andover, Kansas, and (2) paying certain costs of issuance; authorizing the execution of a trust indenture by and between the City and Security Bank of Kansas City, Kansas City, Kansas, as trustee; authorizing the City to lease the project to Mands, LLC; authorizing execution of a lease between the City and Mands, LLC; approving the form of a guaranty agreement; approving the form of an individual guaranty agreement; approving the form of an additional guaranty agreement; authorizing the execution of a bond purchase agreement by and between the City, Mands, LLC, the individual guarantor, the additional guarantors, and Fidelity Bank, as original purchaser of the Series A, 2014 Bonds; and authorizing the execution of a bond purchase agreement by and between the City, Mands, LLC, as tenant, the individual guarantor, the additional guarantors, and Mands, LLC, as original purchaser of the Series B, 2014 Bonds.

J.T. Klaus explained the ordinance was authorizing the issuance of bonds in two series. He noted the bond purchaser of Series A was unable to meet certain requirements by December 18<sup>th</sup> and the closing had been moved to December 23<sup>rd</sup>.

A motion was made by Council Member Sheri Geisler, seconded by Council Member Kris Estes to adopt the ordinance as presented with the change in closing date. Motion carried 5/0. Ordinance number 1585 was assigned.

00:19

14. River at Andover 2<sup>nd</sup> Addition

Les Mangus explained this is a re-plat combining a lot from The River Addition and The Allen Bales tracts allowing for the change of some property boundaries. Retaining the access control by the City is required for the US 54 corridor plan and the temporary license will allow for a second entrance to the property while still maintaining the City's permanent rights.

- a. Accept plat
- b. Approve temporary revocable access license

A motion was made by Council Member Troy Tabor, seconded by Council Member Sheri Geisler to accept the plat as presented and approve the temporary revocable access license. Motion carried 5/0.

00:23

15. An ordinance amending Article 5, Section 23 and Article 19, Section 200 of the “Standard Traffic Ordinance for Kansas Cities,” Edition of 2014; which was incorporated by Ordinance No. 1579

J.T. Klaus explained this ordinance addressed the printed typographical errors in the 2014 Standard Traffic Ordinance adopted by the City with Ordinance 1579.

A motion was made by Council Member Byron Stout, seconded by Council Member Sheri Geisler to adopt the ordinance as presented. Motion carried 5/0. Ordinance number 1586 was assigned.

00:25

*Add-on*

Executive Session – attorney client privileged information

A motion was made by Council Member Bryon Stout, seconded by Council Member Troy Tabor to go in to executive and include the Governing Body, City Administrator, Assistant City Administrator, and City Attorney for approximately ten minutes. Motion carried 5/0.

A motion was made by Council Member Sheri Geisler, seconded by Council Member Byron Stout to come out of executive session. Motion carried 5/0.

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

00:39

16. Member Items

Council Member Troy Tabor had none.

Council Member Sheri Geisler

- Thanked Sasha Stiles for her service with the City of Andover.
- Was looking forward to Hometown Christmas.

Council Member Caroline Hale

- Best wishes to Sasha in her new career.
- Looking forward to Hometown Christmas.

Council Member Kris Estes

- Thanked Sasha for her service.
- Reminded everyone high school basketball season had begun.

Council Member Byron Stout

- Commented on the great job done by Sasha.

Sasha Stiles thanked the council for the opportunities that had been provided to her over the past years as City Administrator. Sasha's last day with the City of Andover was December 12, 2014.

A motion was made by Council Member Caroline Hale, seconded by Council Member Sheri Geisler to adjourn. Motion carried 5/0.

### **Adjourn**

Respectfully Submitted by

Susan Renner

City Clerk

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