

ANDOVER CITY COUNCIL MEETING

Andover City Hall
1609 E. Central Avenue
August 9, 2016 – 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.)

0:01

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

Council Members present were Troy Tabor, Sheri Geisler, Clark Nelson, Kris Estes, Caroline Hale, and Phil White.

Staff: Police Chief Michael Keller, Chief Financial Officer Donna Davis, Fire Chief Chad Russell, Assistant City Administrator Jennifer McCausland, Andrew Kovar sitting in for City Attorney for J.T. Klaus, Assistant Director of Public Works, Rick Lanzrath, City Engineer Steve Anderson, City Clerk Susan Renner, and City Administrator Mark Detter.

A/V: Cindy Barrett and Craig Brown

0:02

3. Invocation was given by Pastor John Langley of the Andover Police Department Chaplains.
4. Pledge of Allegiance was led by Mayor Lawrence.

0:03

5. Public Forum

- a. Stefanie Owens, representing the Central Christian Academy, Wichita, requested use of the 13th Street Park to hold their 3rd Annual CCA Race on Sunday, September 18th. This would be the first time they have held the event in Andover and are proposing to run the same route used for Greater Andover Days race. The Community Center is reserved for the day and they are seeking approval to have the event in the park.

A motion was made by Council Member Nelson, seconded by Council Member Estes to allow the school to utilize the 13th Street Park for their event. Motion carried 6/0. *(this is not a closure of the park)*

0:06

6. Acceptance of Agenda

Mayor Lawrence stated on the bench were bid tabs for agenda item number 14) paving of Central Park parking lot and the addition of an agreement for the sale of a fire truck.

Andrew Kovar requested the addition of an executive session prior to item 10) an ordinance amending the Zoning Regulations.

A motion was made by Council Member Nelson, seconded by Council Member Estes to accept the agenda with requested modifications. Motion carried 6/0.

0:08

7. Consent Agenda

- a. Approval of Minutes
City Council Workshop: July 25, 2016
City Council Meeting: July 26, 2016
- b. Receive & file reports
Finance: July 2016
Fire: July 2016
- c. Receive & file minutes
Planning Commission: January 19, 2016; March 15, 2016; April 19, 2016;
May 17, 2016
CVB: March 28, 2016
- d. Approval of appropriation ordinance B-14-16 in the amount of \$ 653,468.71.
- e. Approval of the CVB check request for the hotel voucher program to the Holiday Day Inn Express for vouchers dated June 15 to July 15, 2016 in the amount of \$1,560.
- f. Approval of the CVB check request for the hotel voucher program to the Days Inn for vouchers dated June 23 to August 4, 2016 in the amount of \$1,120.
- g. Approval of the acquisition of easements in the amount of \$10,400 from Fairfield Polo Association and Anna Hancock Ralstin Revocable Trust for new sewer interceptor.

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

0:08

8. 2017 Proposed Budget

- a. Public Hearing
- b. Acceptance of 2017 Budget

Mayor Lawrence opened the public hearing for any comments regarding the proposed 2017 budget. The budget included an increase of 2.518 mills from 38.525 to 41.043.

Laroux Gillespie, 1123 N. Terradyne Court, inquired about how the Information Technology Department could require ten-percent (10%) of the city's budget.

Mark Detter would like to look into this before answering the question. He believes the 911 Department funds were included in that amount.

Council Member Tabor wanted to assure Mr. Gillespie that there was nothing out of the ordinary for equipment or service required as a city.

Mayor Lawrence closed the public hearing.

A motion was made by Council Member Nelson, seconded by Council Member Tabor to approve the 2017 Budget as published. Motion carried 6/0.

0:16

9. Cornerstone 7th Addition

a. Final PUD

The plat was presented and there was a discussion about the Riparian Buffer; who was going to be responsible for the maintenance.

Rick Lanzrath confirmed the plat included verbiage where the original owner was responsible to bring the buffer to the level of the city's expectation prior to turning it over to the Home Owners Association.

Mayor Lawrence has concerns that the buffer will not be maintained properly.

A motion was made by Council Member Nelson, seconded by Council Member Tabor to approve the Final PUD as presented. Motion carried 6/0.

b. Developers Agreement

The agreement outlines improvements for drainage and Phase 1 and Phase 2 paving, sanitary sewer and water distribution for the addition.

A motion was made by Council Member Nelson, seconded by Council Member Estes to accept the Developers Agreement. Motion carried 6/0.

c. Petitions: drainage; Phase 1 paving, sanitary sewer and water distribution;

The city has agreed to pay 10.4% of the sanitary sewer improvement based on an increased line size to meet future needs. USD 385 has agreed to pay 20% of the total cost of paving in Phase 1 and 23% of the sewer in Phase 1. (*USD 385 Board meeting held August 8, 2016*)

A motion was made by Council Member Nelson, seconded by Council Member Estes to accept the drainage and Phase 1 paving, sanitary sewer and water distribution petitions as presented. Motion carried 6/0.

- d. A resolution determining the advisability of making certain internal improvements in the City of Andover, Kansas; setting forth the general nature of the improvements, the estimated or probable costs thereof, the extent of the benefit district to be assessed for the costs thereof, the method of assessment and the apportionment of the costs between the benefit district and the city-at-large; authorizing and providing for the making of the improvements in accordance with the findings of the governing body; and directing the publication and recording of this resolution (Cornerstone Seventh Addition Phase 1 water improvements, Cornerstone Seventh Addition Phase 1 sewer improvements, Cornerstone Seventh Addition Phase 1 paving improvements and Cornerstone Seventh Addition drainage improvements)

A motion was made by Council Member Nelson, seconded by Council Member Estes to adopt the resolution of advisability as presented. Motion carried 6/0. Resolution number 16-12 was assigned.

- e. An ordinance authorizing the construction of certain internal improvements in the City of Andover, Kansas, as heretofore determined advisable and authorized to be made by Resolution No. 16-12 of the City, under the authority of K.S.A. 12-6a01 *et seq.*, as amended and supplemented; providing for the payment of the costs of said improvements; authorizing the issuance of general obligation bonds for the payment of the costs of said improvements and authorizing and providing for the issuance of temporary improvement notes from time to time as funds are needed for the orderly construction of said improvements

A motion was made by Council Member Nelson, seconded by Council Member Estes to adopt the work ordinance as presented. Motion carried 6/0. Ordinance number 1621 was assigned.

- f. Petitions: Phase 2 paving, sanitary sewer and water distribution

A motion was made by Council Member Nelson, seconded by Council Member Estes to accept the petitions for Phase 2 paving, sanitary sewer and water distribution as presented. Motion carried 6/0.

- g. A resolution determining the advisability of making certain internal improvements in the City of Andover, Kansas; setting forth the general nature of the improvements, the estimated or probable costs thereof, the extent of the benefit district to be assessed for the costs thereof, the method of assessment and the apportionment of the costs between the benefit district and the city-at-large; authorizing and providing for the making of the improvements in accordance with the findings of the governing body; and directing the publication and recording of this resolution (Cornerstone Seventh Addition Phase 2 water improvements, Cornerstone Seventh Addition Phase 2 sewer improvements and, Cornerstone Seventh Addition Phase 2 paving improvements)

A motion was made by Council Member Nelson, seconded by Council Member Estes to adopt the resolution of advisability as presented. Motion carried 6/0. Resolution number 16-13 was assigned.

- h. An ordinance authorizing the construction of certain internal improvements in the City of Andover, Kansas, as heretofore determined advisable and authorized to be made by Resolution No. 16-13 of the City, under the authority of K.S.A. 12-6a01 *et seq.*, as amended and supplemented; providing for the payment of the costs of said improvements;

authorizing the issuance of general obligation bonds for the payment of the costs of said improvements and authorizing and providing for the issuance of temporary improvement notes from time to time as funds are needed for the orderly construction of said improvements

A motion was made by Council Member Nelson, seconded by Council Member Estes to adopt the work ordinance as presented. Motion carried 6/0. Ordinance number 1622 was assigned.

0:31

A motion was made by Council Member Geisler, seconded by Council Member Estes to go into an executive session for approximately fifteen (15) minutes and include the governing body, city administrator, city attorney, and police chief to discuss matters under the attorney/client privilege. Motion carried 6/0.

0:47

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

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

10. An ordinance amending Sections 103A8 and 103A9 of Article 7 of the Zoning Regulations of the City of Andover, Kansas, as originally adopted by Ordinance No. 1187, pertaining to political campaign signs and ideological signs. (ZA-2016-01)

This ordinance will bring the city into compliance with the recent United States Supreme Court ruling and recent change in Kansas law related to signage.

A motion was made by Council Member Tabor, seconded by Council Member Geisler to adopt the ordinance as presented. Motion carried 6/0. Ordinance number 1623 was assigned.

0:48

11. Police Department, 909 N. Andover Road, basement remodel

Police Captain Phillips explained the proposed plans for the remodel of the basement and authorization to seek proposals for consideration at a future council meeting.

A motion was made by Council Member Hale, seconded by Council Member Estes to approve the plans and authorize the taking of bids. Motion carried 6/0.

0:50

12. SAFER Grant Fire Department

Fire Chief Russell requested acceptance of the Staffing for Adequate Fire and Emergency Response (SAFER) grant providing funds to hire three (3) additional career fire fighters for two (2) years. With the grant there will be no cost to the department the first year, less than \$20,000 the second year and staff is working on a budgetary transition plan to cover the costs of the additional staff by the third year.

A motion was made by Council Member Nelson, seconded by Council Member Estes to accept the SAFER grant. Motion carried 6/0.

1:00

13. Proposal from GSI regarding the Redbud Trail

Steve Anderson explained this agreement would complete the Environmental Use Control process and allow the city to move to a more beneficial KDHE program. The new KDHE Risk Management Program, is better suited to the rights along the trail and can be easily extended. The cost of the additional consulting and environmental work will be funded through Park Impact Fees.

A motion was made by Council Member Nelson, seconded by Council Member Tabor to approve the agreement with GSI at a cost of \$4,000 as presented. Motion carried 6/0.

1:12

14. Consider bids for paving of the Central Park parking lot (*on bench*)

Rick Lanzrath presented the bids received for the paving and explained the alternate bids; concrete or asphalt. Staff recommended the concrete bid from Andale Construction due the durability of concrete. The project should be completed before Greater Andover Days begins on September 29.

Four (4) bids were received; Andale Construction, Wichita: concrete bid \$118,563.95/asphalt no bid; Cornejo & Sons, Wichita: concrete bid \$154,599.10/asphalt bid \$103,129.40; Barkley Construction, Wichita: concrete bid \$181,832.50/asphalt no bid; APAC-Kansas, Wichita: concrete no bid/asphalt bid \$89,562.50.

A motion was made by Council Member Nelson, seconded by Council Member Geisler to accept the bid from Andale Construction for concrete paving. Motion carried 6/0.

15. Transystems Traffic study for relocation of the crosswalk on Central Avenue at Shay and Woodstone

Steve Anderson clarified the plan includes lights and that he did not believe there would be the need to remove any trees from the north side of Central Avenue for the sidewalk. The Council had discussed this plan at a meeting and a workshop and Mr. Anderson believed the concerns have been addressed. He requested acceptance of the plan and authorization to begin the project utilizing city staff and soliciting bids for any work outside staff's scope for presentation at a future council meeting.

A motion was made by Council Member Nelson, seconded by Council Member Tabor to approve plan for removal of the cross walk where Shay and Woodstone meet Central Avenue and replace it with a new crosswalk east of Woodstone. Motion carried 6/0.

1:12

ADD-ON

Fire Chief Chad Russell presented an agreement with Butler County Fire District #3 for their purchase of the city's 1987 Sutphen 75' Quint Fire Truck for \$15,000. Chief Russell explained

this was a good deal for both Andover and Rose Hill who would then have a ladder truck fifteen (15) years newer than the one they have now.

A motion was made by Council Member Nelson, seconded by Council Member Geisler to approve the sale of the truck. Motion carried 6/0.

1:15

16. Member Items

Council Member Troy Tabor

- Voter turnout was tremendous.
- Attends WAMPO meetings and finds the information they provide regarding population trends very interesting.

Council Member Sheri Geisler had none.

Council Member Clark Nelson

- Congratulated the Fire Department on receiving the SAFER grant.

Council Member Kris Estes

- Reminded everyone school would be starting soon.

Council Member Caroline Hale had none.

Council Member Phil White had none.

1:21

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

Adjourn

Respectfully Submitted by

Susan Renner

City Clerk

Approved this 30th day of August, 2016, by the City Council, City of Andover, Kansas.