

**ANDOVER CITY COUNCIL
Tuesday, May 8, 2007
Minutes**

The Andover City Council met for a regular meeting on Tuesday, May 8, 2007 at 909 N. Andover Road in the Andover Civic Center. Mayor Ben Lawrence called the meeting to order at 7:02 p.m. City Council Members present were Caroline Hale, Kevin Dreiling, Julie Reams, J.R. Jessen, Clark Nelson, and Carol Roberts. Others in attendance were: Administrative Services Director Donna Davis, Management Assistant Sasha Stiles, Administrative Secretary Susan Renner, Fire Chief Jim Shaver, and Police Captain Randall Harris. Director of Public Works and Community Development, Les Mangus, arrived at 7:45 p.m.

Roll call

There was no Invocation.

Invocation

The Pledge of Allegiance was led by Mayor Lawrence.

Pledge of Allegiance

Mayor Lawrence presented Good Conduct Awards to the following Andover Police Officers Marcus Dunkin, Lance Parker, and Mark Werbin.

Recognitions and awards

Mayor Lawrence proclaimed May 13 thru 19, 2007 as National Police Week and May 6 thru 13, 2007 as National Music Week.

Proclamations

Mayor Lawrence opened the floor to public comment. No one spoke

Public forum

A motion was made by Council Member Nelson, seconded by Council Member Dreiling, to approve the agenda with the removal of item H, Duck Race date, from the consent agenda. Motion carried 6/0.

Agenda

A motion was made by Council Member Nelson, seconded by Council Member Jessen to approve the consent agenda as follows:

Consent agenda

- A. Approval of Minutes: City Council Workshop Minutes, April 23, 2007
City Council Minutes, April 24, 2007
- B. Receive & file Minutes: Site Plan Review Committee Minutes, April 4, 2007
- C. Receive & file reports:
 - i. Finance
 - ii. Police
 - iii. Fire
- D. Approval of appropriation ordinance B-09-07 in the amount of \$282,275.11

- E. Approval of non-elected personnel items – status change form for Randall Harris from \$30.40 as Police Chief to \$29.15 as Police Captain.
- F. Approval of temporary signage for Butler County Community College – signage to redirect student enrollment from May 28 to June 1 due to construction at Andover High School
- G. Approval of disposal of surplus property – removal of metal building at Central Park
- H. Approval of solicitation of bids for department vehicles: fire department and building inspector
- I. Resolution 07-10 - A resolution authorizing the filing of a petition with the Board of Commissioners of Butler County, Kansas to consider the annexation of certain territory as provided by K.S.A. 12-521. Various parcels along 13th Street east and west of Prairie Creek Road (supersede Resolution 07-05)
- J. Resolution 07-11 - A resolution of the City of Andover, Kansas declaring an interest in, and establishing a public hearing date for considering the annexation of certain lands to the City of Andover, Kansas. Various property adjacent to 13th Street and Prairie Creek Road (supersede Resolution 07-07)

Recommended action: approve

Motion carried 6/0.

J.T. Klaus, Triplett, Woolf & Garretson, LLC, presented Resolution 07-12 and all necessary paperwork to provide notice of exercise to pay off \$1,800,000 in taxable industrial revenue bonds for the Preferred Medical Associates building located at 308 E. Central.

Resolution 07-12 – 308 E Central

A motion was made by Council Member Nelson, seconded by Council Member Reams, to approve the resolution. Motion carried 6/0.

Brian Slack, Chairman, Andover Public Library Building Committee, and Doug Allison, WDM Architects, were in attendance to discuss the results of the three (3) bids received. It was confirmed the City Council members received the bid tabulations. The low bid was \$375,000 in excess of the architects estimate without the add-ons. At this time the building committee is seeking direction from the City Council.

Andover Public Library – bid results

A motion was made by Council Member Dreiling, seconded by Council Member Nelson, to reject all bids and allow the Andover Public Library Building Committee to re-negotiate with one or all bidders subject to approval of Norman Manley, City Attorney. Motion carried 6/0.

Mike Thompson, POE & Associates, explained the agreement between the City of Andover and the City of Wichita to cooperate in the construction of a waterline along 159th Street south of Central. Wichita Mayor Carl Brewer has signed the agreement.

Serendipity Estates -
waterline

A motion was made by Council Member Nelson, seconded by Council Member Jessen, to approve the agreement. Motion carried 6/0.

Council Member Nelson inquired if the Kaplan's agreed to the terms of the revised developer agreement. Mr. Thompson acknowledged they did.

A motion was made by Council Member Nelson, seconded by Council Member Hale, to accept the agreement. Motion carried 6/0.

J.T. Klaus, Triplett, Woolf & Garretson, explained the revised petition for water and sewer improvements will cover the cost of the increase.

A motion was made by Council Member Hale, seconded by Council Member Dreiling to accept the petition. Motion carried 6/0.

J.T. Klaus, Triplett, Woolf & Garretson, explained that Resolution 07-09 and Ordinance 1320 were required for the revision of the petition.

A motion was made by Council Member Nelson, seconded by Council Member Jessen, to approve Resolution 07-09, a resolution amending Resolution No. 06-25 of the City of Andover, Kansas. Motion carried 6/0.

A motion was made by Council Member Nelson, seconded by Council Member Reams, to approve Ordinance 1336, an ordinance amending Ordinance No. 1320 of the City of Andover, Kansas. Motion carried 6/0.

A motion was made by Council Member Nelson, seconded by Council Member Jessen, to accept the agreement with POE and Associates for professional services for the 159th Street waterline. Motion carried 6/0.

Marketplace Commercial
Addition

Les Mangus, Director of Public Works and Community Development, explained that the bids were higher than the petition amounts and intend to add a supplemental petition to bring it to the amount of work to be done. In Mr. Bridges, City Administrators absence, it was requested that the City Council receive the bids and approve the award of the bid at the next meeting.

A motion was made by Council Member Nelson, seconded by Council Member Dreiling, to accept staff recommendation to receive and reconsider after receipt of the supplemental petition. Motion carried 6/0.

Election of City Council
President

A motion was made by Council Member Roberts nominating Caroline Hale as City Council President, motion died due to lack of second.

A motion was made by Council Member Reams, seconded by J.R. Jessen, to nominate Clark Nelson as City Council President. Motion carried 4/1/1. Roberts opposed, Nelson abstained.

Council Member Hale expressed her concern that if something were to happen to Mayor Lawrence, Council Member Nelson was an appointed member, not elected by the public.

Mayor Lawrence announced the annual appointment nominations. The City Council was in agreement with the nominations. **Effective 5/12/07** Annual Mayoral appointments

<u>Position</u>	<u>Current</u>	<u>Proposed</u>
City Treasurer	Julie Spyres	Julie Spyres
City Attorney	Norman Manley	Norman Manley
Municipal Court Judge	Gene White	Gene White
Prosecuting Attorney	Cami Baker	Cami Baker
Chief of Police	Michael Keller	Michael Keller*
City Clerk	Jeff Bridges	Jeff Bridges
City Engineer	Mike Thompson	Mike Thompson

Other Appointments Appointments to boards and committees

Planning Commission (3 Year Terms)
 Byron Stout – New term to expire in May of 2010
 Dave Martine – New term to expire in May of 2010

Health Board (2 Year Terms)
 Cathy Harmon – New term to expire in May of 2009
 Steve Lemons – New term to expire in May of 2009

Site Plan Committee
 Larry Crouse – New term to expire in January of 2010
 Doug Allison – New term to expire in January of 2010
 Don Kimble – New term to expire in January of 2010

Housing and Building Adjustment and Appeal Board (3 Year Terms)
 Aaron Downing – New term to expire in May of 2010

Past Council Member Zinn had been the representative to the South Central Kansas Water Coalition. Mr. Zinn was in attendance and Council Member Hale asked Mr. Zinn if he would be interested in retaining the position. Mr. Zinn accepted the appointment with the condition there is an alternate and Council Member Reams volunteered. Member items

A motion was made by Council Member Hale, seconded by Council Member Nelson, to appoint Keith Zinn as delegate to the South Central Kansas Water Coalition. Motion carried 6/0.

Mayor Lawrence read the requirements for the Convention and Tourism Committee and appointed Council Member Dreiling who gladly accepted. Mayor Lawrence is not opposed to changing the policy to allow citizens to volunteer for this committee.

A motion was made by Council Member Nelson, seconded by Council Member Reams, to approve the nominations and appointments. Motion carried 6/0.

Member Items:

Council Member Jessen inquired if City staff was doing anything financially to help Greensburg. He understood that Jeff Bridges, City Administrator, was in Greensburg currently and the street department is ready when and if they are needed to help remove debris.

Council Member Dreiling commended Brian Slack for his efforts for the Andover Public Library. He has done a professional and tremendous job great representing them.

- Council Member Dreiling wished his wife and mother a happy Mothers Day.

Mayor Lawrence thanked Council Member Dreiling for not saying I told you so.

Council Member Hale commended Les Mangus on the great job he has done with WAMPO negotiations and getting our projects moved to the top of the list.

- Council Member Nelson stated if there was anything he could do for the Greensburg community he would be glad to.

- Council Member Nelson shared his disappointment for the hurdle with the library bids but knows the project will proceed.

- Council Member Nelson welcomed Police Chief Keller and commended Captain Harris for a job well done as Police Chief these past years.

Council Member Reams also gave kudos to Captain Harris.

- Council Member Reams reminded everyone to shop locally, the Pink Boa or Bon Bons, and how wonderful Terradyne is.

- Council Member Reams wants us all to remember the community of Greensburg.

- Council Member Reams was glad to see former Council Member Keith Zinn in attendance here and she looks forward to working with him on the water coalition.

Council Member Roberts asked Les Mangus to explain the reasoning behind the lack of a stop light at 159th and Kellogg. Mr. Mangus explained that KDOT has looked at that intersection several times but there are too few left turns for cross

trips. The City of Wichita is in the process of hiring an engineer to re-design. He does not anticipate a light unless there is a significant change.

- Council Member Roberts would like the public to know the City Council understands it is a difficult intersection.

- Council Member Roberts inquired as the number of parks in the Cornerstone Addition. Mr. Mangus stated there is one 5 acre city owned park and numerous neighborhood parks build by the developer.

A motion was made by Council Member Hale, seconded by Council Member Jessen, to recess the meeting to the City Council Workshop on May 21, 2007, 7:00 p.m. at Central Park Lodge. Motion carried 6/0. Recess

Respectfully Submitted by

Susan Renner
Administrative Secretary

Approved this _____ day of _____, 2007 by the City Council, City of Andover.

Jeffrey K. Bridges
City Clerk