

**ANDOVER CITY COUNCIL
Tuesday, January 8, 2008
Minutes**

The Andover City Council met for a regular meeting on Tuesday, January 8, 2008 at 909 N. Andover Road in the Andover Civic Center. Mayor Ben Lawrence called the meeting to order at 7:00 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: Director of Public Works and Community Development Les Mangus, Administrative Services Director Donna Davis, Management Assistant Sasha Stiles, City Financial Advisor Larry Kleeman, Administrative Secretary Susan Renner, City Attorney Norman Manley, Fire Chief Jim Shaver, Police Chief Mike Keller, and City Clerk/Administrator Jeff Bridges.

The Invocation was given by Ted Carr of the Central Baptist Church.

Invocation

The Pledge of Allegiance was led by Mayor Lawrence.

Pledge of Allegiance

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

Public Forum

Jeff Bridges provided the Council with updated information for the 2008 Special Assessment Financing (item 8), a letter from Norman Manley regarding the Quail Crossing Home Owners Association, and an approval request for a Cereal Malt Beverage License for Poplar Pizza, LLC, 127 1/2 West Highway 54, Bryan Miller, Manager/Agent.

Agenda

A motion was made by Council Member Nelson, seconded by Council Member Dreiling, to accept the agenda with the addition of the Cereal Malt Beverage License request to the consent agenda as item H) and acknowledge the updated information for Agenda item 8) 2008 Special Assessment Financing and the receipt of a letter from Norman Manley regarding the Quail Crossing Home Owners Association. Motion carried 6/0.

Consent Agenda

A motion was made by Council Member Nelson, seconded by Council Member Hale to accept the consent agenda as revised.

Consent Agenda

- A. Approval of Minutes: City Council Meeting, December 27, 2007
- B. Receive & file Minutes: Site Plan Review, November 6, 2007
Subdivision Committee, November 13, 2007
Planning Commission, November 20, 2007



- C. Receive & file reports:
 - i. Police
 - ii. Fire

- D. Approval of appropriation ordinance B-25-07 in the amount of \$866,925.33

- E. Approval of non-elected personnel items: creation of the Deputy Fire Chief and Information Technology Worker Support positions and approve the job descriptions.

- F. Approval of amendment to the Andover Police Department Standard Operating Guidelines pertaining to investigation of complaints.

- G. Purchase request: Police Department purchase of six (6) Tasers with necessary equipment and training materials for a total cost of \$10,923.00 from Ed Roehr Safety Products, St. Louis, Missouri.

- H. Cereal Malt Beverage license renewal for 2008
 - Poplar Pizza, LLC
 - 127 ½ West Highway 54
 - Bryan Miller, Manager/Agent

Motion carried 6/0.

Jeff Bridges explained the changes on the updated 2008 Special Assessment Financing projection sheet.

2008 Special Assessment Financing

The Council discussed the projects listed.

A motion was made by Council Member Hale, seconded by Council Member Dreiling to approve the 2008 Special Assessment Financing as presented. Motion carried 6/0.

J.T. Klaus, City Bond Council, explained the documents presented for Cornerstone III and offered to answer any questions.

Cornerstone III Addition

Greg Allison, MKEC, was also present to answer any questions.

A motion was made by Council Member Dreiling, seconded by Council Member Jessen, to approve the Cornerstone III Addition items a. thru f., a) accept the plat, b) accept improvement petitions for water, drainage, paving and sanitary sewer, c) approve the developers agreement, d) accept the utility easement, e) approve the street light layout, and f) Resolution 08-01 – 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

Resolution 08-01



the improvements in accordance with the findings of the governing body; and directing the publication and recording of this resolution (Cornerstone Third Addition water improvements, Cornerstone Third Addition sewer improvements, Cornerstone Third Addition paving improvements and Cornerstone Third Addition drainage improvements). Motion carried 6/0.

J.T. Klaus, presented Ordinance No. 1371 for the Cornerstone III Addition.

Ordinance No. 1371

A motion was made by Council Member Dreiling, seconded by Council Member Nelson, to approve Cornerstone III item g) Ordinance No. 1371 – 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. 08-01 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 internal improvement 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. Motion carried 6/0.

A motion was made by Council Member Hale, seconded by Council Member Nelson, to approve Cornerstone III items h) contracts with MKEC and i) water and sewer improvements and authorize the taking of bids on Tuesday, January 29th at 11:00 a.m. Motion carried 6/0.

J.T. Klaus, City Bond Council, explained the documents presented for the Terradyne III Addition and offered to answer any questions.

Terradyne III Addition

Kenny Hill, POE and Associates, representing the applicant, was also available to answer any questions.

A motion was made by Council Member Nelson, seconded by Council Member Hale, to approve Terradyne III Addition items a. thru e., a) accept the plat, b) accept the improvement petitions for concrete box culvert, paving, water, storm water and sanitary sewer, c) approve the developers agreement, d) approve the street light layout, and e) Resolution 08-02 – 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 (Terradyne Estates 3rd Addition water improvements, Terradyne Estates 3rd Addition sewer improvements, Terradyne Estates 3rd Addition paving improvements, Terradyne Estates 3rd Addition storm water sewer improvements and Terradyne Estates 3rd Addition concrete box culvert improvements). Motion carried 6/0.

Resolution 08-02



J.T. Klaus, City Bond Council, presented Ordinance No. 1372 for the Terradyne III Addition.

Ordinance No. 1372

A motion was made by Council Member Nelson, seconded by Council Member Dreiling, to approve Terradyne III item f) Ordinance No. 1372 – 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. 08-02 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 internal improvement 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. Motion carried 6/0.

Member Items:

Member Items

Council Member Jessen inquired if Stanley Palmer had made any attempt to clean up his property at 318 Feather Place. Jeff Bridges stated City Staff would check prior to Mr. Palmer’s next court date.

Council Member Dreiling had no items.

Council Member Hale, after viewing the Palmer property photos, stated she felt this type of business should not be allowed in a residential neighborhood.

Council Member Hale inquired if the City has anything to do with neighborhood covenants. Norman Manley stated it is not the City’s business.

Council Member Hale will be attending the Library Board meeting and will bring back information. Jeff Bridges added the City is waiting on two (2) tax checks and the total tax should top out at around \$2,000,000. The .75% sales tax for the library ended December 31, 2007.

Council Member Nelson had no comments.

Council Member Reams commended Code Enforcement Officer Farris for staying on top of the Palmer issue.

Mayor Lawrence and Council Members Hale, Reams, and Roberts, will be attending the Andover/Butler/Rose Hill Road meeting on January 17th.

Jeff Bridges explained that this meeting will need to be recessed to the Employee Appreciation event on Saturday, January 12, and there they will need to recess to the Road meeting on the 17th. At that meeting the Council will adjourn.

A motion was made by Council Member Hale, seconded by Council Member Jessen, to recess the meeting at 7:36 p.m. to Saturday, January 12th, at Terradyne at 6:00 p.m. Motion carried 6/0.

Recess to January 12th



Respectfully Submitted by

Susan Renner

Administrative Secretary

Approved this 29th day of January, 2008 by the City Council, City of Andover.

Jeffrey K. Bridges

City Clerk