

**ANDOVER CITY COUNCIL
Tuesday, January 27, 2009
Minutes**

The Andover City Council met for a regular meeting on Tuesday, January 27th, 2009 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, Clark Nelson, and Carol Roberts. Others in attendance were: City Administrator Sasha Stiles, Assistant City Administrator Shane Coelho, Director of Public Works and Community Development Les Mangus, Administrative Services Director Donna Davis, Fire Chief Jim Shaver, Police Chief Mike Keller, Deputy City Clerk Susan Renner, City Financial Advisor Jeff Bridges, City Attorney Norman Manley, and City Engineer Mike Thompson. Council Member Jessen was absent.

The Invocation was given by Pastor Tom Howell of Hope Community Church.

Invocation

The Pledge of Allegiance was led by Mayor Lawrence.

Pledge of Allegiance

Mayor Lawrence opened the public hearing for Vacation Case VA-2008-08 for Cottonwood Point 2nd Addition. No one spoke. Mayor Lawrence closed the public hearing.

Public Hearing
VA-2008-08

Mayor Lawrence opened the floor to public comment.

Public Forum

Susan Bradley, 4525 E 2nd Street North, Wichita, presented the Council with information on the 2008 Caring and Sharing Program. She stated Reverend Leon Hiebert shared the responsibility of coordinating the program with her. Ms. Bradley stated there were 65 households in Andover that were delivered gifts and food for the holiday season. There were many donations for this growing program. Ms. Bradley thanked the Police and Fire Departments for their assistance with the program.

Mayor Lawrence then presented Ms. Bradley with the Fire Departments annual Community Service Award for her dedication to the Caring and Sharing program.

Robert Collins, 616 Daisy Lane, asked the council for their support, in the way of a Resolution, to support the Northern Flyer Alliance which is trying to restore passenger rail service to central Kansas.

Mayor Lawrence closed the public forum.

Mayor Lawrence presented six area chaplains their Chaplain badge for completing their training for the recently implemented Police Chaplain Program. The Chaplains were:

Badge presentation to
Police Department
Chaplain's

- Ernest Leon Hiebert of the Andover Assembly of God
- Eric Goodman of Brookhaven Baptist Church
- Craig E. Hauschild of the Andover United Methodist Church

Tom M. Howland of Hope Community Church
Jack Dayton Poe of the Andover Assembly of God
Jerry A. Smith of the Faith Baptist Church.

Mayor Lawrence added the purpose of the program is to complement the Police Departments service in providing crisis counseling to the community.

Mayor Lawrence stated Reverend Hiebert has been named as the Chaplain Director. Reverend Heibert added their appreciation for the program.

A motion was made by Council Member Nelson, seconded by Council Member Reams, to accept the agenda. Motion carried 5/0. Agenda

Council Member Dreiling requested item H.) Mayoral appointments to the Convention and Visitors Bureau be moved to the regular agenda.

A motion was made by Council Member Nelson, seconded by Council Member Reams, to approve the Consent Agenda as modified. Consent Agenda

A. Approval of Minutes: City Council Meeting, January 13, 2009

B. Receive & file Minutes: Library, November 12, 2008

- C. Receive & file reports:
 - i. Finance December 2008
 - ii. Police December 2008
 - iii. Library November 2008

D. Approval of appropriation ordinance B-25-08 in the amount of \$280,627.75 and appropriation ordinance B-02-09 in the amount of \$64,374.90

E. Approval of non-elect personnel for the Police Department.
Kevin Bertha, new hire as a communications officer at the rate of \$13.50 per hour effective January 15, 2009.
Justin Phillips, new hire as Captain at the rate of \$26.00 per hour effective February 9, 2009.

F. Approve the Police Department ‘Allegations of Stalking’ Policy as required by State law to be effective immediately.

G. Approve utility easement for Flint Hills National

H. Approve Mayoral appointments to the Convention and Visitors Bureau.
Carol Wohlford as the Andover Public Library representative
Katura Austin as USD 359 representative.

I. Approve YMCA swimming pool sewer connection waiver of fee in

the amount of \$8,139.00

- J. Approve request for solicitation of RFP for document scanning
- K. Approve change order one with Dondlinger & Sons Construction for Marketplace Commercial 2nd Addition (+\$6,150.00 to add storm sewer pipe stubs)
- L. Approve change order one with Beachner Construction Co, Inc. for Central Avenue Micro Slurry Seal (+10,550.92 for quantity reconciliation)
- M. Approve right of way acceptance for Andover Road expansion project for the following properties:
 - 1002 Ginko Lane
 - 835 S Andover Road
 - 1485 S Andover Road
 - 1523 S Andover Road
 - Harry Street right of way and easement-Lakeview Heights Homeowners Association
- N. Approve Wastewater Department DR2800 Spectrophotometer with reactor purchase from Hach Company, Loveland, Colorado, in the amount of \$3,418.20.
- O. Approve Police Department/Communications desk and partition walls purchase from Scott Rice Office Interiors, Wichita, in the amount of \$1,219.70.
- P. Approve Memorandum of Understanding for the Andover Public Library coffee shop between Venture Coffee, LLC, Andover Public Library and the City of Andover, for no definite or indefinite term.

Motion carried 5/0.

Mayor Lawrence presented the Council Vacation Case VA-2008-08, Cottonwood Point Addition (generally located at US 54 Highway and County Line Road), and asked Les Mangus for a brief synopsis of the request.

Vacation Case
VA-2008-08
Cottonwood Point

Les Mangus explained the developer has decided to postpone the development. The vacation will allow the City to release the developers guarantee for improvement installation, but, would leave the release of the developers letter of credit, whereby, the developer will have to pay the costs incurred by the City to this point for the addition before the releasing the letter of credit.

A motion was made by Council Member Hale, seconded by Council Member Nelson, to approve Vacation Case VA-2008-08 allowing release of the developers guarantee for improvement installation. Motion carried 5/0.

A motion was made by Council Member Hale, seconded by Council Member Reams, to approve the release of the letter of credit contingent upon the developers repayment of all fees incurred by the City for the project. Motion carried 5/0.

Mayor Lawrence presented a letter of request for a 30 day extension for the Andover Farm at Cedar Park 3rd and 4th Additions. Due to construction increases and the downturn of the economy the developers would like to rethink the two developments.

Andover Farm at Cedar Park 3rd

Hal McCoy, 13808 E 13th, Wichita, owner/developer Andover Farm, wanted to clarify the multiple applications of the project. They would like to withdraw the 3rd Addition and ask the city to release their letter of credit and to postpone the project for one (1) year. They would also ask to withdraw from the residential portion of the 4th Addition, but, continue with the office park aspect of the 4th Addition. Mr. McCoy stated they have all the proper paperwork with them to move forward on the requests.

Mayor Lawrence asked staff to add the requests for acceptance of the Preliminary PUD and zoning change for the commercial portion of Andover Farm at Cedar Park 4th Addition to the February 10th, 2009, City Council meeting agenda.

A motion was made by Council Member Reams, seconded by Council Member Nelson, to reject the water and sanitary sewer bids for Andover Farm at Cedar Park. Motion carried 4/0/1. Council Member Dreiling abstained due to what could be perceived as a conflict of interest.

Les Mangus presented a proposal for engineering analysis services with Huffman Corridor Consulting, LLC to perform a study and provide an expert opinion of the intersection of US Highway 54 and 159th Street. Mr. Mangus stated he has met with Sedgwick County Public Works, City of Wichita engineering, Butler County Engineering, and Parsons Brinkerhoff contract design engineers for the project for the City of Wichita, regarding persistent requests for installation of a traffic signal at that location. The representatives were not willing to take proposals to their governing body because the need for the project is not great and there is no funding available.

US Highway 54 & 159th Street intersection

Mr. Mangus, City Engineer Mike Thompson, Police Chief Keller, and Fire Chief Shaver met and determined the right thing to do would be to hire Huffman Corridor Consulting in hopes of coming up with a feasible option.

A motion was made by Council Member Nelson, seconded by Council Member Reams, to accept the proposal from Huffman Corridor Consulting in the amount of \$1,500.00 for analysis of the intersection. Motion carried 5/0.

Sasha Stiles presented Crescent Lakes 5th Addition change order one with APAC in the amount of \$8,086.45 for the changing of flyash to lime for the treated subgrade. This change was requested by the developer, Randy Harder, and Mr. Harder has given the City a check in the amount of \$8,086.45.

Crescent Lake 5th Addition Change Order One

A motion was made by Council Member Nelson, seconded by Council Member Reams, to approve the change order with payment made by the developer. Motion carried 5/0.

Mike Thompson, POE & Associates, City Engineer, presented a resolution requesting a project number from KDOT for the 21st Street improvement project. Mr. Thompson has met with the major land owners on 21st Street for their input on design.

21st Street improvement project

An entry monument would be placed at 159th and 21st Streets, sidewalks, landscaped, lighted, and irrigated median, overhead arterial street lighting, and pedestrian level lighting on the sidewalks. A probable cost of construction alone is at approximately \$4 million at this time. The project is slated for 2011 but with the recent economic relief through the federal government there is a possibility it could be moved up.

Mr. Thompson stated the next action is to proceed with the design phase.

A motion was made by Council Member Dreiling, seconded by Council Member Reams, to approve the resolution. Motion carried 5/0. Resolution number 09-01 was assigned.

Jeff Bridges, DeWaay Financial, City Financial Advisor, explained the refunding and refinancing for four (4) of the city's current General Obligation Bonds lowering the overall debt service.

City Refinance of General Obligation Bonds

A motion was made by Council Member Nelson, seconded by Council Member Reams, to approve a resolution of the governing body of the City of Andover, Kansas declaring it necessary and advisable to provide for the giving of notice of redemption of the City's (i) General Obligation Internal Improvement Bonds, Series A, 1997, (ii) General Obligation Internal Improvement Bonds, Series A, 1998, (iii) General Obligation Internal Improvement Bonds, Series B, 1999 and (iv) General Obligation Internal Improvement Bonds, Series A, 2000, for a total amount of bond redemption in the amount of \$6,130,000. Motion carried 5/0. Resolution number 09-02 was assigned.

Les Mangus presented the Council with traffic calming options for the Green Valley 8th Addition, Onewood and Douglas Avenue, that were discussed by City Engineer Mike Thompson, Police Chief Keller, Fire Chief Shaver, Chris Huffman and himself. With Council approval orange plastic channelizer pylons will be installed to narrow the road which routinely reduces traffic speed by about 10%. Material cost would be about \$300 for each island and \$200 for each curb bump. They believe this is a good place to start, study the effectiveness through fall, and then discuss where to go from there.

Traffic Calming

A motion was made by Council Member Nelson, seconded by Council Member Reams, to approve the suggested traffic calming measure. Motion carried 5/0.

WAMPO Economic Stimulus

Les Mangus presented information regarding the proposed Economic Stimulus Plan being debated by the U.S. House of Representatives. WAMPO has issued a call for transportation projects that could be 'shovel' ready in 90-180 days. Mr. Mangus added there are three projects in the city currently on the approved Transportation Improvement Plan that could meet this schedule; south Andover Road expansion, 159th Street north of 21st Street improvements, and the 21st Street improvements.

Mr. Mangus recommends applying for all transportation projects that are eligible for funding.

The Council concurred and approves staff taking action to apply for these projects.

Mr. Mangus presented information regarding the initiation of the design of the US-54/400 corridor, which will be funded in the most part by a \$503,000 grant from the Kansas Department of Transportation Corridor Management Program. The design is a continuation of the design work the City of Wichita is currently undertaking from 127th St. to the Butler/Sedgwick Co. line (159th St.).

Mr. Mangus stated the grant funds the development of a design of the corridor from 159th St. to ½ mile east of Prairie Creek Rd. to a point where Right of Way plans identify the needs for R/W acquisition.

Mr. Mangus added the City of Wichita is currently under contract with Parsons Brinckerhoff (PB) for design to the Butler/ Sedgwick County line and after discussion with the City of Wichita, WAMPO, and KDOT staff suggests the negotiation of a continuation of the contract with Parsons Brinckerhoff for the design through the Andover Project.

Mr. Mangus asked Council for approval for staff to begin negotiations with Parsons Brinckerhoff in order to bring a contract to the Governing Body for approval in February.

A motion was made by Council Member Hale, seconded by Council Member Reams, to allow staff to begin negotiations with Parsons Brinckerhoff for design of US Highway 54/400 corridor through Andover to ½ mile east of Prairie Creek Road. Motion carried 5/0.

Member Items

Member Items

Council Member Dreiling thanked everyone who was involved in the planning of the City's Employee Appreciation Banquet.

Council Member Hale stated that is a pleasure to be the council liaison to the police department and asked Police Chief Keller to introduce the new patrol captain Justin Phillips. Police Chief Keller introduced Mr. Phillips and stated he will start service with the city on February 9.

Council Member Nelson congratulated Emily Huelskamp, Andover Central High School math teacher and Dustin Murray, Andover Middle School physical education teacher, who have been named recipients of the Kansas State Department of Education Horizon Award.

Council Member Nelson thanked Mayor Lawrence for the opportunity to serve as liaison to the Fire Department. Council Member Nelson stated how proud everyone should be of our firefighters.

Council Member Nelson thanked Mayor Lawrence for letting him take his place at Butler County Mayor's Dinner. It was a wonderful event.

Council Member Nelson thanked Mike Thompson and Les Mangus for their efforts with the City of Andover projects.

Council Member Reams thanked the individuals that leveled the mailboxes in her housing addition.

Council Member Roberts had none.

A motion was made by Council Member Reams, seconded by Council Member Dreiling, at 8:45 p.m. to recess to Saturday, January 31, 6:00 p.m., at the Annual Employee Appreciation Banquet. Motion carried 5/0.

Adjourn

Respectfully Submitted by

Susan Renner
Deputy City Clerk

Approved this 10th day of February, 2009 by the City Council, City of Andover.