

**ANDOVER CITY COUNCIL
Tuesday, August 25, 2009
Minutes**

The Andover City Council met for a regular meeting on Tuesday, August 25, 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, Julie Reams, J.R. Jessen, Clark Nelson, Sheri Geisler and Dave Tingley. 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, City Clerk Susan Renner, City Financial Advisor Mark Detter, City Attorney Norman Manley, and City Engineer Jim Ubert.

The Invocation was given by Keith Zinn of the Hope Community Church.

Invocation

The Pledge of Allegiance was led by Mayor Lawrence.

Pledge of Allegiance

Mayor Lawrence opened the floor to public comment.

Public Forum

Jennifer Christians, 113 S Onewood Circle, expressed her deep concerns for the consolidated bus stops that have been implemented by USD 385. Mrs. Christians stated she believes the stops are unsafe for many of the children and asked if the City had been consulted regarding the safest locations. Mrs. Christians stated she has spoke with the school superintendent and was informed that it was the City’s responsibility for crosswalks and signage. She added she will be attending the next school board meeting to address the issue but wanted to make sure the City Council was aware of the concern.

Police Chief Keller stated he had not been consulted by anyone from the school district regarding bus stops. Chief Keller added he had received similar complaints from parents and the department has made extra efforts to be in school zones when ever possible.

Mayor Lawrence stated this was a very emotionally charged issue and there seems to be a lot of finger pointing and if there is something the City needs to do we will but at this time no one has consulted us. Mayor Lawrence asked Chief Keller to initiate communications with the school district.

Sasha Stiles presented a contract for Greater Andover Days and requested it be added to the agenda.

Agenda

A motion was made by Council Member Nelson, seconded by Council Member Hale, to accept the agenda with the addition to the regular agenda of the contract with the City of Wichita for use of a portable stage during Greater Andover Days. Motion carried 6/0.

Consent Agenda

Mayor Lawrence opened the public hearing for Vacation Case VA-2009-04, Lot 1-Block E of the Prairie Creek Addition.

No one spoke.

Mayor Lawrence closed the public hearing.

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

- A. Approval of Minutes: City Council Meeting, August 11, 2009
- B. Receive & file Minutes: Library Board, June 11, 2009
- C. Approval of appropriation ordinance B-16-09 in the amount of \$687,835.70.
- D. Approve Mayor's appointment of Clark Nelson as liaison to the Library (replacing Julie Reams)
- E. Approve APAC change order two for 3rd Street from Lakeside Drive to Lioba (-\$10,832.00) cost savings as a result of closing 3rd Street to expedite the construction (1960)
- F. Approve a request to apply for two National Recreation Trails Program grants; 1. an 80/20 grant to complete the concrete sidewalk on the west side of Lake George in Central Park and 2. 1/3 mile concrete walking path and rain garden located in the Cornerstone Park but would require a higher amount of funds from the City budget.
- G. Accept the cancellation of City/State Right-of-Way Acquisition Agreement and Highway Construction Agreement with KDOT (K-9052-01)
- H. Approve DeWaay Financial Network proposal to continue as Financial Advisor for the City and Mark Detter assigned as the advisor.
- I. Approve Greater Andover Days contracts related to services:
 - Saturday night concert and sound-KP Pro Audio-\$3,550
 - Senior Dance DJ-Allison Sounds-\$250
 - Carnival-Ottaway Amusements-15% of net after insurance/sales tax
 - Portable field lighting-Andover Rental Center-\$460
 - Radio advertising-KEYN & KFBZ-\$1,980

Motion carried 6/0.

Les Mangus presented a contract with the City of Wichita for use of a portable stage during Greater Andover Days, October 3rd, 2009. Mr. Mangus explained there is no cost involved in this contract.

GAD contract with the City of Wichita

A motion was made by Council Member Geisler, seconded by Council Member Reams, to approve the contract as presented. Motion carried 6/0.

Les Mangus presented vacation case VA-2009-04 for Lot 1, Block E of the Prairie Creek Addition generally located at the north west corner of Prairie Creek Road and 13th Street. Mr. Mangus stated this request is a result of the water service issue with Rural Water District #5 and this vacation will allow the developer to avoid water service to the property at this time. Mr. Mangus added this would remain un-platted until it was necessary for other services to travel across Prairie Creek Road.

VA-2009-04
Prairie Creek Addition

A motion was made by Council Member Geisler, seconded by Council Member Jessen, to approve vacation case VA-2009-04. Motion carried 6/0.

Mayor Lawrence presented a resolution to formally adopt the updated Butler County Hazard Mitigation plan for the City of Andover, located within the incorporated area of Butler County, Kansas.

Resoluion 09-17
Butler County Hazard
Mitigation

Sasha Stiles stated the City’s approval of Butler County’s Hazard Mitigation plan is required by the State in order for Butler County and the cities within to be eligible for FEMA assistance for hazard mitigation, storm and emergency clean up. Staff has reviewed and supports approval.

A motion was made by Council Member Hale, seconded by Council Member Reams, to approve the resolution as presented. Motion carried 6/0. Resolution number 09-17 was assigned.

Chief Keller presented an agreement with USD 385 for the School Resource Officer positions.

USD 385 agreement for
School Resource Officers

Mayor Lawrence stated that as a consequence of the school districts budgetary restraints they have cut their salary support for one of the two School Resource Officers from a school district 75%-city 25% to a 50-50 share of one positions wages and benefits, the other position will remain school district 75%-city 25%. Mayor Lawrence added that although this is different to what we are used to it not unusual.

Chief Keller stated that the City has budget restraints as well but the department feels the position is necessary and will forfeit a budgeted part-time officer position for the remainder of 2009 and all of 2010 to allow for the increase in percentage of wages/benefits.

A motion was made by Council Member Hale, seconded by Council Member Geisler, to approve the School Resource Officer agreement with USD 385 as presented. Motion carried 6/0.

A motion was made by Council Member Geisler, seconded by Council Member Reams, at 7:44 p.m. to recess and convene the Andover Public Building Commission meeting. Motion carried 6/0.

Recess to Public Building Commission meeting

Public Building Commission President Caroline Hale called to order the Andover Public Building Commission meeting at 7:45 p.m. Public Building Commissioners present were Dave Tingley, J.R. Jessen, Ben Lawrence, Clark Nelson, Sheri Geisler, and Julie Reams.

A motion was made by Public Building Commissioner Reams, seconded by Public Building Commissioner Jessen, to approve the minutes from the May 12, 2009 and July 14, 2009 Public Building Commission meetings. Motion carried 7/0.

Sasha Stiles presented a design proposal from Wichita Audio Visual for audio visual equipment for the new city hall in the amount of \$4,290.00 Mrs. Stiles explained the importance of having the design incorporated in the early design phase of the building to minimize change orders and maximize functionality. Mrs. Stiles added WAV has worked for the City 8+ years and staff is extremely satisfied with the level of service.

A motion was made by Public Building Commissioner Reams, seconded by Public Building Commissioner Lawrence, to approve the proposal as presented. Motion carried 7/0.

A motion was made by Public Building Commissioner Jessen, seconded by Public Building Commissioner Reams, at 7:58 p.m. to adjourn the Public Building Commission meeting and reconvene the City Council meeting. Motion carried 7/0.

Adjourn Public Building Commission meeting and reconvene City Council meeting

Member items

Member items

Council Member Reams had none.

Council Member Geisler inquired if the contract with Gossen Livingston for the design of the new city hall had been finalized. Sasha Stiles stated the contract had been approved by the Public Building Commission with the contingency that the insurance issue would be settled, it was resolved, approved by city counsel and the contract was then signed by the Public Building Commission President.

Council Member Nelson thanked Les Mangus for his work with WAMPO.

Council Member Nelson stated at the Council Workshop, the night before, there was a sub-committee formed to study the trash service issue and to determine a recommendation to the City. Council Member Nelson challenged the City and citizens to participate in determining an answer.

Council Member Hale had none.

Council Member Jessen stated he had met with the Golf Course Committee regarding the issues brought to the Council's attention at he last meeting and will bring a report to the next Council meeting.

Council Member Tingley inquired where the Council stood with the railroad corridor management.

Mayor Lawrence stated the take over of the management had been suspended until the County had cleaned up the railway. Mayor Lawrence added he has been in contact with the Mayor of Augusta and their City Manager regarding the future of the a proposed path, and although it would cost a little more to maintain, it would be nice to keep the whole trail in tact.

Sasha Stiles stated she would bring a revised agreement with the County showing the change in boundaries for management to the next meeting.

Sasha Stiles stated that the paperwork received today from the Kansas Office of Tax Appeals has finalized the issue with the YMCA tax exemption status.

A motion was made by Council Member Hale, seconded by Council Member Reams, at 8:23 p.m. to adjourn. Motion carried 6/0. Adjourn

Respectfully Submitted by

Susan Renner
City Clerk

Approved this 8th day of September, 2009 by the City Council, City of Andover.