

**ANDOVER CITY COUNCIL**  
**Tuesday, October 26, 2010**  
**Minutes**

The Andover City Council met for a regular meeting on Tuesday, October 26, 2010 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 Jennifer McCausland, Director of Public Works and Community Development Les Mangus, Administrative Services Director Donna Davis, Fire Chief Jim Shaver, Police Captain Justin Phillips, IT/Communications Director Bill Duggan, City Clerk Susan Renner, City Engineer Mike Thompson, City Financial Advisor Mark Detter and City Attorney Norman Manley.

The Invocation was given by Pastor Leon Heibert of the Andover Police Chaplains. Invocation

The Pledge of Allegiance was led by Mayor Lawrence. Pledge of Allegiance

Mayor Lawrence opened the floor to public comment. There was no public comment. The public forum was closed. Public Forum

Sasha Stiles presented supplemental information for agenda item 14) Telephone service contract with Cox Communications and Public Building Commission agenda item 8) Phone system, and requested the consent agenda item D) non-elected personnel request be moved to the regular agenda for discussion.

A motion was made by Council Member Geisler, seconded by Council Member Reams, to accept the agenda with revisions as requested. Motion carried 6/0. Agenda

Mayor Lawrence opened the public hearing for the special assessments for improvements for 21<sup>st</sup> Street, Reflection Lakes 3<sup>rd</sup> Addition, Mike, May & Main Street, and Marketplace Commercial 2<sup>nd</sup> Addition. There was no public comment. The hearing was closed. Public Hearing  
Special Assessments

A motion was made by Council Member Nelson, seconded by Council Member Reams, to approve the consent agenda items A thru C and E thru H and move item D to the regular agenda. Consent agenda

1. Consent agenda

A. Approval of Minutes: City Council Meeting, October 12, 2010

B. Receive & file reports:  
i. Finance September 2010

C. Approval of appropriation ordinance B-19-10 in the amount of

\$895,016.47

- D. *Approval of non-elected personnel request – moved to regular agenda as requested by staff*
- E. Approval of a proposal for grading for the rain garden at the park in Cornerstone from First Grade Excavating, Wichita, in an amount not to exceed \$4,680 and to authorize the purchase of top soil from Associated Material and Supply, Wichita, in an amount not to exceed \$2,500.
- F. Approval of Cereal Malt Beverage licenses for The Pantry of Cary, North Carolina, who has purchased the Presto locations.
  - i. Presto #1619 (105 W Central)
  - ii. Presto #1614 (2035 N Andover Rd)
- G. Approval to authorize the solicitation of bids for street and curb repairs in various locations throughout the city.
- H. Approval of a change to the equipment at the park in Cornerstone by adding a four-foot transition section with railings and two support posts to move the Tornado Slide further away from the Tensile Tower, at a total cost of \$2,750 including components, installation and shipping, from Miracle Recreation Co. of Lees Summit, Missouri.

Motion carried 5/0/1. Council Member Hale abstained as she was not present at the October 12, 2010, meeting.

Police Captain Phillips explained there has been a change regarding consent agenda item D) non-elected personnel request, to move the date of employment to November 8<sup>th</sup>, once eligibility has been satisfied, for a temporary full time officer to cover in the absence of an officer being deployed. Captain Phillips confirmed the Police Department budget will cover this position.

Consent agenda item D  
Non-elected personnel

A motion was made by Council Member Nelson, seconded by Council Member Geisler, to approve the request to change the start date of employment to November 8<sup>th</sup>, 2010. Motion carried 6/0.

Mayor Lawrence recommended the Council table an update regarding the NIAR Project from Ty Masterson as Mr. Masterson was not in attendance. The Council concurred to move this item to the end of the meeting in case Mr. Masterson should arrive.

NIAR update

Mayor Lawrence presented an ordinance of the City of Andover, Kansas, levying special assessment taxes on certain real properties in the City, for the purpose of paying a portion of the costs of certain internal improvements benefiting such real properties; providing for the giving of notice of said special assessment taxes by

Ordinance 1478  
Special assessments

publication and mailing; and providing for the collection of said special assessment taxes. (159<sup>th</sup> St, Reflection Lakes 3<sup>rd</sup>, Mike, Main, and May Streets, Marketplace Commercial 2<sup>nd</sup>)

Sasha Stiles explained these improvements were requested by the developers with the exception of Mike, Main & May Streets which was requested by a property owner petition. Ms. Stiles added the Mike, Main & May Streets project costs were considerably lower than anticipated which lowered the assessed cost to the property owners.

Donna Davis stated the property owners have until noon, November 19<sup>th</sup>, to pay the assessment in full or it will be spread over 15 years on their property taxes.

Ms. Stiles added these assessments will first show up on the property owner's 2011 property tax bill.

A motion was made by Council Member Hale, seconded by Council Member Nelson, to approve the ordinance as presented. Motion carried 6/0. Ordinance number 1478 was assigned.

Sasha Stiles presented an inter-local agreement with the City of Andover and Bruno Township for road maintenance the City will provide on Harry Street from Andover Road to Prairie Creek Road.

Inter-local agreement with Bruno Township Harry St maintenance

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

Bill Duggan presented a request to submit an application for a severe weather siren grant and explained if this grant was awarded two sirens could be purchased, one for the Prairie Creek Addition and one for the Ami Lane Addition.

Grant application for severe weather siren

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

Fire Chief Shaver requested approval to continue to pursue an agreement with Butler County to utilize the new County wide paging system. Chief Shaver added this system will serve our citizens needs for many years and their tax dollars are already paying for.

County wide radio purchase

A motion was made by Council Member Geisler, seconded by Council Member Reams, to grant permission to Chief Shaver to pursue negotiations with Butler County as requested. Motion carried 6/0.

Bill Duggan presented the contract with Cox Communications for phone, internet, and fiber point-to-point services for the new city hall facility and asked the Council to authorize him to continue negotiations for these services and to sign the contract.

Cox Communications service contract

A motion was made by Council Member Hale, seconded by Council Member Reams, to approve the request as presented, allowing \$200 for priority in the Cox Communications queue for service and authorize Mr. Duggan to sign the contract for services in the amount of \$845 per month. Motion carried 6/0.

Jennifer McCausland presented information regarding health nuisances, weeds, grass, vegetation, tree growth and undergrowth, and the city’s current policy as well as weed height and administrative fee policies from surrounding areas.

Health nuisances

After discussion regarding the height limits for residential and commercial properties, and whether they are occupied or not, the Council requested additional information be presented at a future Council meeting.

Council Member Reams stated she would like to see a heavy administrative fee added to property owners where the city has had to have the property mowed. Mayor Lawrence did not agree.

Council Member Tingley wanted to confirm that this has nothing to do with the riparian buffer ordinance. Ms. Stiles confirmed it did not.

A motion was made by Council Member Geisler, seconded by Council Member Reams, at 7:51 p.m. to recess the City Council meeting and convene the Public Building Commission meeting. Motion carried 6/0.

Recess Council meeting and convene Public Building Commission meeting

Building Commission President Hale called the meeting to order at 7:51 p.m. Public Building Commissioners present were Dave Tingley, J.R. Jessen, Ben Lawrence, Clark Nelson, Julie Reams and Sheri Geisler. Also in attendance was Public Building Commission Secretary Susan Renner.

A motion was made by Public Building Commissioner Reams, seconded by Public Building Commissioner Jessen, to approve the minutes from the October 12, 2010 Public Building Commission meeting. Motion carried 7/0.

October 12, 2010 minutes

City Administrator Sasha Stiles presented an addendum from SecureNet for the installation of push buttons to open doors, as required by ADA, in the amount of \$522.

SecureNet Addendum

A motion was made by Public Building Commissioner Geisler, seconded by Public Building Commissioner Jessen, to approve the addendum. Motion carried 7/0.

Sasha Stiles presented Key Construction change proposal #16 in the amount of \$1,732 for a 2-hp pump for the irrigation well currently irrigating the library. Ms. Stiles explained this had been overlooked and the current 1-hp pump will not support irrigation for both the library and city hall. The current 1-hp pump will be retained for some other use.

Key Construction COP 16 Irrigation pump

Ms. Stiles stated the funds for this pump should be drawn from the park department general operating budget as it is for normal equipment and supplies

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Ms. Stiles stated the funds for this pump should be drawn from the park department general operating budget as it is for normal equipment and supplies for the park and there is room in their budget.

A motion was made by Public Building Commissioner Geisler, seconded by Public Building Commissioner Reams, to approve the change proposal as presented and pay with funds from the park department general operating budget. Motion carried 7/0.

Communications/IT Director Bill Duggan presented Key Construction change proposal #18 in the amount of \$2,218 for UPS electrical receptacles in the computer server room allowing for an uninterrupted power supply.

Key Construction COP 18  
UPS electrical receptacles

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

Bill Duggan presented a proposal for the purchase of the city hall IT hardware from various vendors in a total amount of \$112,141.95. This amount includes \$19,051.14 in equipment for the police, fire and stormwater departments' purchases that will be paid for from their funds but have been included in the proposal due to quantity discounts.

IT hardware purchase

A motion was made by Public Building Commissioner Lawrence, seconded by Public Building Commissioner Geisler, to approve the purchase the IT hardware as presented and to allow additional minimal purchases with prior approval from the city administrator for miscellaneous items as they may occur in a total amount not to exceed \$125,000. Motion carried 7/0.

Bill Duggan presented the proposal for a ShoreTel phone system from C & C Group, Lenexa KS, which came in higher than estimated but includes five years of technical support and next day hardware replacement, excluding phone sets, for the system.

Phone system purchase

A motion was made by Public Building Commissioner Lawrence, seconded by Public Building Commissioner Reams, to approve the purchase as presented in the amount of \$147,640, less \$9,621 from police and fire departments' purchases, leaving \$138,019 from public building funds. Motion carried 7/0.

A motion was made by Public Building Commissioner Geisler, seconded by Public Building Commissioner Reams, at 8:15 p.m. to adjourn and reconvene the

Adjourn Public Building  
Commission and  
reconvene City Council  
meeting

City Council meeting. Motion carried 6/1. Public Building Commissioner Lawrence opposed.

Member Items

Member Items

Council Member Julie Reams

- Congratulated Butler County Community College music group for being chosen from choirs across the nation, won second place, and appeared on the Today show.
- Wished everyone a safe Halloween.
- Asked for a clarification on liquor licensing.
- Stated the tour of the new city hall facility was “wow” just like the library was. She added although there was much opposition to the building but once the community sees their new facility they will be proud.

Council Member Sheri Geisler

- Inquired if staff uses Andover Rental and it was confirmed the City does.
- Reminded the community to vote.

Council Member Clark Nelson

- Stated Stutzman’s Refuse had been purchased by Waste Connections and wanted to assure the community that the service in Andover will continue and asked Counsel Manley to review the contract to make sure there will be no issue with the acquisition and the services.

Council Member Caroline Hale

- Thanked the staff for the great job with Greater Andover Days and inquired if there was a dollar amount of loss or gain. Les Mangus stated having great sponsorships kept the event from losing money but he does not have a final number yet.
- Announced Hometown Christmas event and Chili Cook-off will be held at the Lodge at Central Park on Thursday, December 9.

Council Member J.R. Jessen

- Stated the new city hall facility was great.
- Reminded the community to vote.
- Wished everyone a safe Halloween.

Council Member Dave Tingley

- Stated “ditto” to the afore mentioned statements.

Mayor Lawrence

- Stated there would be a brainstorming meeting on Wednesday regarding the plaza tower at Central Park and asked the Council to advise Ms. Stiles the one element they would want to see.

A motion was made by Council Member Reams, seconded by Council Member Geisler, to table agenda item 9) NIAR project update as Mr. Masterson had still not arrived. Motion carried 6/0.

NIAR update

A motion was made by Council Member Reams, seconded by Council Member Geisler, at 8:34 p.m. to adjourn. Motion carried 6/0.

Adjourn

Respectfully Submitted by

Susan Renner  
City Clerk

Approved this 9<sup>th</sup> day of November, 2010 by the City Council, City of Andover.