

**ANDOVER CITY COUNCIL
Tuesday, December 14, 2010
Minutes**

The Andover City Council met for a regular meeting on Tuesday, December 14, 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 Chief Mike Keller, City Clerk Susan Renner, City Financial Advisor Mark Detter, City Attorney Norman Manley, and City Bond Counsel Jeff Dahlgren.

There was no invocation.

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

The Andover Chamber of Commerce presentation was moved to the January 25, 2011, meeting at their request, after publication of the agenda.

Chamber of Commerce presentation

Sasha Stiles presented the completion documents for agenda items 11 and 12, an ordinance and resolution regarding the issuance of General Obligation Bonds and page 6 of the Planning Commission minutes from November 16 for agenda item 10, zoning case Z-2010-03-Andover Village PUD, which was inadvertently left out of the Council packet.

Agenda

A motion was made by Council Member Nelson, seconded by Council Member Reams, to accept the agenda as presented with updated information. Motion carried 6/0.

Mayor Lawrence opened the public hearing for zoning case Z-2010-03, Andover Village PUD.

Zoning Case Z-2010-03
321 S Andover Road

George Sherman, 8031 E Windwood, Wichita, representing the Andover Village applicant, stated the property owner would like to add a retail liquor store in one portion of the building. Mr. Sherman stated he understood the zoning allows for it but the PUD does not.

Mayor Lawrence closed the public hearing.

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

Consent agenda

- A. Approval of Minutes: City Council Workshop, November 29, 2010
City Council Meeting, November 30, 2010

- B. Receive & file Minutes: Site Plan Review, October 5, 2010
Planning Commission, October 19, 2010
Library, October 13, 2010
Promote Andover Inc. (PAI)
April 9, 2010
May 14, 2010
June 11, 2010
July 9, 2010
August 13, 2010
September 10, 2010
October 8, 2010

- C. Receive & file reports:
 - i. Finance November 2010
 - ii. Police October 2010
November 2010
 - iii. Fire November 2010
 - iv. Library September 2010

- D. Approval of appropriation ordinance B-22-10 in the amount of \$529,303.23

- E. Approval of non-elected personnel items
Firemen Chad Cheslic from Firefighter I to Firefighter II, with a pay increase from \$11.40 to \$11.70 hourly, effective December 10, 2010.
Director of Communications William Duggan from non-exempt to exempt with a pay increase from \$25.23 to \$26.95 and additional 2.5% longevity increase for a final pay of \$27.62 per hour, effective January 1, 2011.
New hire Seth Carey as Assistant Parks and Recreation Director at an hourly wage of \$16.50, January 10, 2011.
Assistant City Administrator Jennifer McCausland from training to regular status with a pay increase from \$24.00 to \$25.00 per hour, effective December 9, 2010.

- F. Approval of a Street department purchase of a road grader from Murphy Tractor, Wichita, in the amount of \$163,099.00.

- G. Approval of a check request for CVB Hotel Vouchers to Hausu Patel, Andover Express Inn, in the amount of \$640.00.

- H. Approval of KDOT change in plans and construction numbers 1 thru 12 for the South Andover Road Project

- I. Approval of a letter of engagement with George, Bowerman & Noel, P.A. for 2010 audit services.

- J. Approval of Street Department concrete repairs on Fieldstone Street by APAC-Kansas of Wichita in the amount of \$2,556.00
- K. Approval of Cereal Malt Beverage licenses for 2011
 - i. Dillon Stores – 225 E Cloud
 - ii. Golden Garden Restaurant – 544 N Andover Road
 - iii. Presto – The Pantry/Kangaroo Express #1619 – 105 W Central
 - iv. Presto – The Pantry/Kangaroo Express #1614 – 2035 N Andover Road
 - v. Valero #4150 – 513 S Andover Road
 - vi. Walgreens – 440 N Andover Road
 - vii. Timbuktu – 1255 N Andover Road
 - viii. City of Andover – 1607 E Central (park)

Motion carried 5/0/1. Council Member Reams abstained.

Mayor Lawrence presented an ordinance amending Ordinance No. 1261 to amend the amended preliminary Village Crossing Addition Planned Unit Development Plan located in the City of Andover, Kansas, under the authority granted by the Zoning Regulations of the City as originally approved by Ordinance No. 1187. Zoning case Z-2010-03, Andover Village PUD, generally located at 321 S Andover Road.

Ordinance 1481
Z-2010-03
321 S Andover Rd

The Mayor asked the City Council if anyone intended to disqualify themselves from discussing or voting on this case because they have conflicts of interest or particular bias. No one did.

The Mayor asked Susan Renner, City Clerk, if the City had received any protest petitions. She responded she had not.

The Mayor confirmed with the Council that they had received the November 16, 2010, Planning Commission meeting minutes.

The Mayor asked if the applicant was present. George Sherman was present as the applicant’s representative. Mayor Lawrence asked if they felt they had a fair and impartial hearing at the Planning Commission meeting, he responded they had.

The Mayor asked Zoning Administrator Les Mangus to give a brief report regarding the case.

Mr. Mangus explained this ordinance would amend the Planned Unit Development Plan to permit package liquor stores in the B-2 Neighborhood Business District on Lot 3B.

The Mayor asked Mr. Sherman if they had any further information to provide. He did not.

A motion was made by Council Member Hale, seconded by Council Member Geisler, to adopt the ordinance as presented allowing the package liquor store. Motion carried 6/0. Ordinance number 1481 was assigned.

Mayor Lawrence presented an ordinance of the City of Andover, Kansas, authorizing the issuance of the City’s General Obligation Bonds, Series B, 2010, in the aggregate principal amount of \$2,908,000, for the purpose of financing the otherwise unpaid costs of multiple capital improvements in the city; providing for the levy and collection of an annual tax for the purpose of paying the principal of and interest on said bonds; authorizing certain other documents and actions; and making certain covenants with respect thereto. (159th Street-Main, Mike & Main-Reflection Lake 3rd-Marketplace Commercial improvements)

Ordinance 1482
General Obligation Bonds
159th St-Main, Mike &
May Streets-Marketplace
Commercial-Reflection
Lake 3rd

Jeff Dahlgren, Triplett, Woolf and Garretson, City Bond Counsel, stated the four bids received were all very good interest rates and would recommend accepting the UMB Bank n.a. bid with an average net interest rate of 3.5056570%.

A motion was made by Council Member Nelson, seconded by Council Member Geisler, to accept the UMB Bank n.a. bid. Motion carried 6/0.

A motion was made by Council Member Nelson, seconded by Council Member Reams, to adopt the ordinance as presented. Motion carried 6/0. Ordinance number 1482 was assigned.

Mayor Lawrence presented a resolution prescribing the form and details of and authorizing and directing the sale and delivery of General Obligation Bonds, Series B, 2010, in the total aggregate principal amount of \$2,908,000, of the City of Andover, Kansas, previously authorized by Ordinance No. 1482 of the City; making certain covenants and agreements to provide for the payment and security thereof; and authorizing certain other documents and actions connected therewith. (159th Street-Main, Mike & Main-Reflection Lake 3rd-Marketplace Commercial improvements)

Resolution 10-28
General Obligation Bonds
159th St-Main, Mike &
May Streets-Marketplace
Commercial-Reflection
Lake 3rd

A motion was made by Council Member Nelson, seconded by Council Member Reams, to adopt the resolution as presented. Motion carried 6/0. Resolution number 10-28 was assigned.

Bill Duggan presented a request for purchase of a voice recorder for the police department for the recording of phone lines, 911 trunks and some recording of primary radio channels. Mr. Duggan explained with current technological changes the upgrade is imperative. Mr. Duggan added the department received a grant in the amount of \$17,173 to help pay for the equipment.

Voice recorder purchase

A motion was made by Council Member Reams. seconded by Council Member Hale, to purchase the 44 Channel NICE Perform Express Next Generation 911

Solution voice recorder from Voice Products Inc. of Wichita in the amount of \$55,540 after contract review by City Counsel Manley. Motion carried 6/0.

A motion was made by Council Member Reams, seconded by Council Member Geisler, at 7:24 p.m. to recess the Andover city council meeting and convene the Andover Public Building commission meeting. Motion carried 6/0.

Recess City Council meeting and convene Public Building Commission

Building Commission President Hale called the meeting to order at 7:24 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 Nelson, seconded by Public Building Commissioner Geisler, to approve the minutes from November 30, 2010. Motion carried 7/0.

November 30, 2010 minutes

City Administrator Sasha Stiles presented bids for the window coverings on the side of the building where the sun will be an issue with reflectivity and cause fading of the interior. Ms. Stiles added once the facility is occupied other windows may need to be addressed.

Window shades

A motion was made by Public Building Commissioner Geisler, seconded by Public Building Commissioner Reams, to accept the bid from Schammerhorn of Wichita in the amount of \$3,569 for 16 spring solar shades including installation.

Sasha Stiles presented bids for a mobile filing system for the 2nd floor file room. Ms. Stiles stated the original plan was to purchase filing systems for both the 1st and 2nd floor file rooms but Public Works Director Les Mangus secured a system for the 1st floor at a cost to the city of a \$500 donation to the Andover Police & Fire Foundation.

2nd floor filing room

Ms. Stiles stated staff recommends accepting the bid of \$15,758.17 from Records Retrieval Systems of Wichita. Staff will be presenting a request for the cost of moving the 1st floor system at a future Public Building Commission meeting.

Filing systems

A motion was made by Public Building Commissioner Lawrence, seconded by Public Building Commissioner Geisler, to accept the bid from Records Retrieval Systems. Motion carried 7/0.

A motion was made by Public Building Commissioner Geisler, seconded by Public Building Commissioner Reams, at 7:35 p.m. to adjourn the Public Building Commission meeting and reconvene the Andover City Council meeting. Motion carried 7/0.

Adjourn and reconvene City Council meeting

Member items

Member items

Council Member Reams

- Wished everyone happy holidays and merry Christmas
- Sent thoughts and prayers to the Keith Zinn family

- Attended the National League of Cities Conference in Denver and stated it was amazing with the hot topics being collective bargaining and street sign replacements. She received an award for the completion of the Municipal Learning Institute and stated it is an extreme honor to represent the City of Andover.

Council Member Geisler

- Gave kudos to Bill Duggan for applying for and receiving a 2011 Wireless Grant in the amount of \$211,000 to replace the entire 911 system.
- Asked if there were any issues with the transition of Stutzmans to Waste Connections.

Council Member Nelson

- Thanked Bill Duggan and Les Mangus for their money saving actions.
- Confirmed staff was requiring lot grading plans.
- Stated the City of Wichita is now going through the issues with trash service.

Council Member Hale

- Thanked Council Member Reams for her efforts with the National League of Cities.
- Stated the Hometown Christmas event was wonderful.
- Stated that citizens who were charged for stopping service with Waste Connections when switching to Stutzmans, once the City had a contract, would be refunded the cancellation fee and they should contact Waste Connections regarding their refund.

Council Member Jessen

- Inquired about the status of the neighborhood park in the Cornerstone Addition and stated concerns about an orange fence around it but children were still playing on the equipment. Les Mangus stated he would check on it.

Council Member Tingley had none.

Mayor Lawrence

- Had received complaints of speeders on Cornerstone Parkway and asked the Police Department to check in to.
- Stated the new city hall facility is planning on opening January 3, 2011, and asked when the open house would be held. Sasha Stiles stated probably February.
- Inquired when Harry Street east of Andover Road would be finished. Les Mangus stated by the end of the week.
- Asked for an update on the waste water plant. Les Mangus stated three proposals were submitted and reviewed and staff hopes to present a recommendation to the Council at the December 28th meeting.

Sasha Stiles congratulated Julie Spyres and Susan Renner for their completion of the City Clerks and Municipal Finance Officers Association four year certification program.

A motion was made by Council Member Reams, seconded by Council Member Geisler, at 7:57 p.m. to adjourn. Motion carried 6/0. Adjourn

Respectfully Submitted by

Susan Renner
City Clerk

Approved this 28th day of December, 2010 by the City Council, City of Andover.