

**ANDOVER CITY COUNCIL
Tuesday, August 09, 2011
Minutes**

1. Call to Order

Mayor Ben Lawrence called the meeting to order at 7:00 p.m.

2. Roll Call

City Council Members present were Council Member Byron Stout, Council Member Sheri Geisler, Council Member Dave Tingley, Council Member Clark Nelson, Council Member Caroline Hale, Council Member Troy Tabor, Mayor Ben Lawrence, Administrative Services Director Donna Davis, Police Chief Mike Keller, Fire Chief Jim Shaver, Assistant City Administrator Jennifer McCausland, City Attorney Norman Manley, City Administrator Sasha Stiles, City Clerk Susan Renner, City Engineer Mike Thompson, and Public Works & Community Development Director Les Mangus.

3. The Invocation was given by Pastor Leon Hiebert.

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

5. Public Forum

Mayor Lawrence opened the floor to public comment. No comment was made. The Mayor closed the public forum.

6. Acceptance of Agenda

Sasha Stiles requested agenda item 10. Supplemental Agreement with Poe & Associates be tabled to the August 25, 2011 meeting. Mayor Lawrence requested the addition of an executive session at the end of the agenda to discuss legal matters.

A motion was made by Council Member Caroline Hale, seconded by Council Member Sheri Geisler to accept the agenda as modified. Motion carried 6/0.

7. Consent Agenda

- a. Approval of Minutes

- i. City Council Workshop: July 25, 2011
- ii. City Council Meeting: July 26, 2011
- b. Receive & file reports
 - i. Finance: July 2011
 - ii. Fire: July 2011
- c. Receive & file minutes
 - i. Site Plan Review - July 5, 2011
- d. Approval of appropriation ordinance B-14-11 in the amount of \$ 844,016.26.
- e. Approval of non-elected personnel items

Police Officer Buck Buchanan, Police Officer to Master Police Officer, with a pay increase from \$18.52 to \$18.85 per hour effective August 8, 2011.

Waste Water Department new hire Terry Jones, Operator-Level 2, at \$16.00 per hour effective August 9, 2011.

Police Detective Randa Wilson, longevity increase from \$19.83 per hour to \$20.33 per hour effective August 22, 2011.

Police Detective Kevin Sailsbury, longevity increase from \$18.93 per hour to \$19.40 per hour.

- f. Approval of Cornejo & Sons change order one in the amount of \$8,260. for removal and replacement of 265' of sidewalk (2011 Street Rehab project)
- g. Approval of LaFarge change order 15 in the amount of \$16,472.32 (South Andover Road project)
- h. Approval of LaFarge change order 16 in the amount of \$24,296.35 (South Andover Road project)
- i. Approval of a check request from CVB funds for reimbursement to Holiday Inn Express in the amount of \$9,280 for the Hospital Voucher program
- j. Approval of a Utility Easement at 13th Street Park

A motion was made by Council Member Dave Tingley, seconded by Council Member Byron Stout to approve the Consent Agenda as presented. Motion carried 6/0.

8. Public Hearing: Vacation Case VA-2011-02 - 705 Deerfield Court

- a. Consideration and action on Vacation Case VA-2011-02 - 705 Deerfield Court

Mayor Lawrence opened the public hearing.

Zoning Administrator Les Mangus gave a brief description stating this vacation would allow the placement of a swimming pool.

Mayor Lawrence asked if there was anyone who would like to speak. No one did.

Mayor Lawrence closed the public hearing.

A motion was made by Council Member Clark Nelson, seconded by Council Member Sheri Geisler to approve Vacation Case VA-2011-02 - 705 Deerfield Court. Motion carried 6/0.

9. Public Hearing: 2012 City of Andover proposed budget

- a. Consideration and action on the 2012 City of Andover proposed budget

Mayor Lawrence opened the public hearing and asked if anyone would like to speak. No one did.

Mayor Lawrence closed the public hearing.

Sasha Stiles provided a brief summary.

A motion was made by Council Member Caroline Hale, seconded by Council Member Sheri Geisler to approve the 2012 City of Andover proposed budget as presented. Motion carried 6/0.

10. Supplemental Agreement with Poe & Associates for additional design phase services including an additional drive entrance to the Kansas Medical Center, drainage inlets at Peace Lutheran Church, and a drive entrance and median cut between the Presto Convenience Store and Marc Street. (21st Street project)

Mayor Lawrence stated this item has been tabled.

11. An ordinance repealing and replacing section 18-101, Standard Traffic Ordinance Incorporated 2010 Edition and section 18-103, copies, of Chapter XVIII, Traffic and Vehicles, of the Code of the City of Andover, Kansas.

Police Chief Keller noted the changes that were made to the 2011 Edition.

A motion was made by Council Member Clark Nelson, seconded by Council Member Sheri Geisler to adopt an ordinance repealing and replacing section 18-101, Standard Traffic Ordinance Incorporated 2010 Edition and section 18-103, copies, of Chapter XVIII, Traffic and Vehicles, of the Code of the City of Andover, Kansas. Motion carried 6/0. Ordinance number 1491 was assigned.

12. [An ordinance regulating public offenses within the corporate limits of the City of Andover, Kansas and incorporating by reference the "Uniform Public Offense Code for Kansas Cities", Edition of 2011.](#)

Police Chief Keller noted the changes that had been made to the 2011 Edition.

A motion was made by Council Member Sheri Geisler, seconded by Council Member Troy Tabor to adopt an ordinance regulating public offenses within the corporate limits of the City of Andover, Kansas and incorporating by reference the "Uniform Public Offense Code for Kansas Cities", Edition of 2011. Motion carried 6/0. Ordinance number 1492 was assigned.

13. [Traffic Signal Maintenance agreement with the City of Wichita \(159th & US 54\)](#)

Les Mangus explained the agreement addresses the maintenance of the stop lights on 159th Street from US 54 north to 21st Street.

Council Member Nelson commented he was still unhappy with the road maintenance on 159th Street.

Mayor Lawrence explained it is going to cost a lot of money to fix the road and efforts are being made to come to some agreement with all the entities involved.

A motion was made by Council Member Clark Nelson, seconded by Council Member Byron Stout to accept the Traffic Signal Maintenance agreement with the City of Wichita. (159th & US 54) Motion carried 6/0.

14. [An ordinance amending the Zoning Regulations of the City of Andover, Kansas, as originally adopted by Ordinance No. 1187, and incorporating as a part thereof amendments to section 7-103 pertaining to exemptions for certain signs.](#)

Les Mangus stated this change is a result of much discussion regarding the Parade of Homes signage. It also addresses open house signage and clarifies the placement of garage sale signs.

A motion was made by Council Member Dave Tingley, seconded by Council Member Caroline Hale to adopt an ordinance amending the Zoning Regulations of the City of Andover, Kansas, as originally adopted by Ordinance No. 1187, and incorporating as a part thereof amendments to

section 7-103 pertaining to exemptions for certain signs. Motion carried 6/0. Ordinance number 1493 was assigned.

15. [Memorandum of Understanding with the Andover Historical Society regarding the City owned facility at 937 N Andover Road](#)

Sasha Stiles explained this agreement and the agreement with the Library address concerns regarding maintaining the tax exemption of the facilities.

A motion was made by Council Member Caroline Hale, seconded by Council Member Sheri Geisler to approve the Memorandum of Understanding with the Andover Historical Society regarding the City owned facility at 937 N Andover Road. Motion carried 6/0.

16. [Memorandum of Understanding with the Andover Public Library and Friends of the Library regarding the City owned facility at 1511 E Central](#)

Council Member Tabor thought the agreement would restrict the creativity of the library and requested the word *shall* be changed to *may* in the second paragraph.

Mayor Lawrence stated the only concerns the City has is the tax exempt status of the building.

Karen Tones, 200 S Andover Rd, Library Board liaison to the Council confirmed the Board was in agreement with the Memorandum of Understanding.

A motion was made by Council Member Byron Stout, seconded by Council Member Troy Tabor to approve the Memorandum of Understanding with the Andover Public Library and Friends of the Library regarding the City owned facility at 1511 E Central. Motion carried 6/0.

17. [Wichita Electric Co. plaza service proposal](#)

Les Mangus explained this proposal addressed the southwest corner of the city hall building, replacing the work that would have been done as part of the clock tower on the plaza.

A motion was made by Council Member Byron Stout, seconded by Council Member Dave Tingley to accept the service proposal from Wichita Electric Co. in an approximate amount of \$7,275. Motion carried 6/0.

18. [Executive Session](#)

A motion was made by Council Member Caroline Hale, seconded by Council Member Sheri Geisler at 7:46 pm to go in to executive session to discuss legal matter for approximately 15

minutes and to include the governing body, city attorney, city administrator, and zoning administrator. Motion carried 6/0.

A motion was made by Council Member Byron Stout, seconded by Council Member Sheri Geisler at 8:20 p.m. to come out of executive session. Motion carried 6/0.

19. Member Items

Council Member Byron Stout had none.

Council Member Sheri Geisler

- stated she attended the open house for the Historical Society and it was very nice.
- announced they are selling bricks as a fund raiser for the society.

Council Member Dave Tingley had none.

Council Member Clark Nelson

- commended the Andover Police and Fire Departments for their actions at the Global Propane explosion.

Council Member Caroline Hale

- concurred with Council Member Nelson's comments
- asked Police Chief Keller to give an update on the postponed National Night Out
 - Police Chief Keller said they will finalize a new date by the end of the week and make sure there is plenty of time to notify the public.

Council Member Troy Tabor had none.

20. Adjourn

A motion was made by Council Member Byron Stout, seconded by Council Member Troy Tabor at 8:24 p.m. to adjourn. Motion carried 6/0.

Respectfully Submitted by

Susan Renner
City Clerk

Approved this 30th day of August, 2011 by the City Council, City of Andover.