

ANDOVER CITY COUNCIL
Tuesday, October 25, 2011
Minutes

1. Mayor Lawrence called the meeting to order at 7:02 p.m.

2. Roll Call

Present were Council Member Byron Stout IV, 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, Fire Chief Jim Shaver, City Attorney Norman Manley, City Administrator Sasha Stiles, City Clerk Susan Renner, Communications/IT Director Bill Duggan, Public Works & Community Development Director Les Mangus, and Police Captain Justin Phillips.

3. The invocation was given by Pastor Leon Heibert, Andover Police Chaplain and Andover Generations Church.

4. Mayor Lawrence led the Pledge of Allegiance.

5. Mayor Lawrence opened the public forum. There were no comments. Mayor Lawrence closed the public forum.

6. Acceptance of Agenda

Sasha Stiles stated the investment bids for agenda item 9 were on the bench. Mayor Lawrence requested the removal of consent agenda item f) Mayoral Appointments for the Planning Commission due to a question of open positions. A motion was made by Council Member Clark Nelson, 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 Meeting: October 11, 2011
- b. Receive & file reports
 - i. Library: September 2011 Finance, October 2011 Directors
- c. Receive & file minutes
 - i. Library: September 14, 2011
 - ii. PAI: July 8, 2011, September 9, 2011
- d. Approval of appropriation ordinance B-19-11 in the amount of \$ 698,793.93.

- e. Approval of non-elected personnel items
Nioma Cook, Municipal Court Clerk, longevity increase from \$17.08 per hour to \$17.51 per hour effective October 31, 2011.
Cory Skov, Police Officer, new hire at \$16.71 per hour effective October 3, 2011.
- f. *Approval of two Mayoral appointments to the Planning Commission (removed from agenda)*
- g. Approval of the Public Works Department purchase of a 2012 Freightliner M2-106V dump truck from Kansas Truck Center, Wichita, in the amount of \$139,939.
- h. Approval of the Public Works Department purchase of a 2012 Dodge Journey SXT AWD from Davis Moore Automotive, Wichita, in the amount of \$25,000.
- i. Approval of KDOT-LaFarge change order 18 for pavement markings in the amount of \$23,971.44 (reconciliation at South Andover Road)

A motion was made by Council Member Clark Nelson, seconded by Council Member Caroline Hale to approve the consent agenda. Motion carried 6/0.

[8. A resolution amending the Code of Municipal Policies, City of Andover, Chapter 2, Personnel, Article 2 -1.2 Position & Salary Classification Plan.](#)

Sasha Stiles stated current City Policy does not include a job description for fire department reservists.

A motion was made by Council Member Caroline Hale, seconded by Council Member Troy Tabor to adopt a resolution amending the Code of Municipal Policies, City of Andover, Chapter 2, Personnel, Article 2 -1.2 Position & Salary Classification Plan. Motion carried 6/0. Resolution number 11-23 was assigned.

[9. Investment bid results](#)

Sasha Stiles stated the bid results for a \$500,000 six month certificate of deposit were on the bench. Interest rates were bid as follows: Bank of America .10%; Equity Bank .05%; Municipal Investment Pool .04%; Intrust Bank .02%.

A motion was made by Council Member Clark Nelson, seconded by Council Member Sheri Geisler to adopt a resolution, designating Bank of America as a depository of this municipality and that funds of this municipality deposited in said exchange, acceptances, undertakings of other orders for the payment of money when signed or facsimile on behalf of this municipality all four signatures of the following to wit: Sasha Stiles, City Administrator; Ben Lawrence,

Mayor; Donna K. Davis, Administrative Services Director and Julie Spyres, City Treasure/Financial Director. (\$500,000 in a six month certificate of deposit) Motion carried 6/0. Resolution 11-24 was assigned.

10. [An ordinance creating the office of the City Prosecutor within the City of Andover, Kansas. \(Section 1-207.1 of the Code of the City\)](#)

Sasha Stiles stated the following agenda items are the result of the conversation with City Counsel Norman Manley at the October 11 Council meeting regarding the removal of an appointed official prior to the annual appointments made in May of each year.

It was also determined that the position of Prosecuting Attorney as an appointed official had not been created. This ordinance will create that position.

A motion was made by Council Member Dave Tingley, seconded by Council Member Byron Stout to adopt an ordinance creating the office of the City Prosecutor within the City of Andover, Kansas. (Section 1-207.1 of the Code of the City) Motion carried 6/0. Ordinance number 1499 was assigned.

11. [An ordinance amending Section 1-201 of the Code of the City of Andover, Kansas dealing with the appointment of City Officers.](#)

Sasha Stiles stated this ordinance will add the Prosecuting Attorney position to the annual appointments.

A motion was made by Council Member Dave Tingley, seconded by Council Member Clark Nelson to adopt an ordinance amending Section 1-201 of the Code of the City of Andover, Kansas dealing with the appointment of City Officers. Motion carried 6/0. Ordinance number 1500 was assigned.

12. [A Charter Ordinance exempting the City of Andover, Kansas from K.S.A. 12-205 and providing substitute provisions on the same subject relating to the removal of City officers. \(Section 1-201.1 of the Code of the City\)](#)

Sasha Stiles stated this Charter Ordinance will allow for the suspension and/or removal of an appointed official prior to the annual May appointments. The ordinance will be published twice in the City's official newspaper and can be challenged by the public with a petition signed by 10% of the registered voters residing inside the City limits of Andover within 60 days of the publication.

A motion was made by Council Member Sheri Geisler, seconded by Council Member Dave Tingley to adopt a Charter Ordinance exempting the City of Andover, Kansas from K.S.A. 12-205 and providing substitute provisions on the same subject relating to the removal of City officers. (Section 1-201.1 of the Code of the City) Motion carried 7/0. Charter Ordinance number 22 was assigned.

13. Member Items

Council Member Byron Stout had none.

Council Member Sheri Geisler

- Attended the Hunters Safety Course offered this past weekend at Andover Central Park and stated it was professional and well done.

Council Member Dave Tingley

- Inquired why a business would be allowed in a residence that would not be allowed in an area zoned B1.
 - Les Mangus stated the home occupation section of the zoning regulations lists some things that are allowed in a residence. The difference is that of sales and inviting the public to buy retail or only offering a service.

Council Member Clark Nelson

- Commented on the poor condition of the pavement on 159th Street, north of Central, over the turnpike.
 - Les Mangus stated he would address the issue with Sedgwick County.

Council Member Caroline Hale

- Reminded everyone of the FEMA/FCC nationwide emergency alert over radio and television on November 9. It will begin at 1:00 p.m. and last up to 3.5 minutes.

Council Member Troy Tabor had none.

14. Adjourn

A motion was made by Council Member Byron Stout, seconded by Council Member Sheri Geisler to adjourn at 7:28 p.m. Motion carried 6/0.

Respectfully Submitted by

Susan Renner
City Clerk

Approved this 8th of November, 2011 by the City Council, City of Andover