

**ANDOVER CITY COUNCIL  
Tuesday, September 25, 2012  
Minutes**

1. Mayor Ben Lawrence called the meeting to order.

2. Roll Call

Council Members: Byron Stout IV, Sheri Geisler, Troy Tabor, Caroline Hale, and Kris Estes were present. Council member Clark Nelson was absent.

Staff: Police Chief Mike Keller, Chief Financial Officer Director Donna Davis, Fire Chief Jim Shaver, Deputy Fire Chief Mike Roosevelt (Fire Marshal), Public Works & Community Development Director Les Mangus, City Clerk Susan Renner, City Administrator Sasha Stiles, City Financial Advisor Mark Detter, and City Consulting Engineer Mike Thompson.

A/V staff: Communications/IT Director Bill Duggan

3. Invocation was given by Pastor Robert Lukenbill of the Andover Church of Christ and Police Department Chaplains.

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

5. No comments were made during the Public Forum.

6. Acceptance of Agenda

A motion was made by Council Member Troy Tabor, seconded by Council Member Sheri Geisler to accept the agenda as presented. Motion carried 5/0.

7. Proclamations

- a. October 1 - 7, 2012 United Way of the Plains Week  
John O'Leary, United Way of the Plains Campaign Chair, thanked the community for the \$17,200 in 2011 donations from Andover businesses and schools. He added there were 2,437 assists in Andover in 2011. They are looking forward to the 2012 campaign.
- b. October 2012 Down Syndrome Awareness Month

8. Consent Agenda

- a. Approval of Minutes
  - i. City Council Meeting: September 11, 2012
- b. Receive & file minutes
  - i. Site Plan Review: August 7, 2012
  - ii. Subdivision: April 10, 2012 & July 10, 2012
  - iii. Planning Commission: July 17, 2012

- c. Approval of appropriation ordinance B-17-12 in the amount of \$ 416,560.23.
- d. Approval of non-elected personnel items  
Troy Spader, Fire Department reservist to part-time Firefighter, with a pay increase from \$10.00 to \$11.00 per hour, effective September 1, 2012. This fills the position vacated while Justin Luinstra is in training with the City of Wichita. Mr. Luinstra will return as part-time Firefighter and Mr. Spader will then return to reservist.

A motion was made by Council Member Byron Stout, seconded by Council Member Troy Tabor to approve the consent agenda as presented. Motion carried 5/0.

9. Mayor Ben Lawrence opened the public hearing for comments regarding Andover Landing special assessments. No one spoke and the hearing was closed.

a. Andover Landing - special assessments

Mark Detter, City Financial Advisor, Central States Capital Markets, explained the notice of special assessments and the ordinance and resolution that follow. Notices will be mailed to the property owners who will have until noon on October 22, 2012, if they would like to pay their assessment in full or they can let it go on the 2013 tax rolls.

- b. 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 publication and mailing; and providing for the collection of said special assessment taxes. (Andover Landing improvements)

A motion was made by Council Member Byron Stout, seconded by Council Member Troy Tabor to approve 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 publication and mailing; and providing for the collection of said special assessment taxes. (Andover Landing improvements) Motion carried 5/0. Ordinance number 1520 was assigned.

- c. A resolution of the City of Andover, Kansas, authorizing and providing for the public sale of the City's General Obligation Bonds, Series B, 2012, in a total principal amount of not to exceed \$2,492,575; setting forth the details of said public sale; and providing for the giving of notice thereof.

A motion was made by Council Member Sheri Geisler, seconded by Council Member Byron Stout to adopt a resolution of the City of Andover, Kansas, authorizing and providing for the public sale of the City's General Obligation Bonds, Series B, 2012, in a total principal amount of not to exceed \$2,492,575; setting forth the details of said public sale; and providing for the giving of notice thereof. Motion carried 5/0. Resolution number 12-11 was assigned.

10. 2012 Street Rehab Projects - micro-surfacing Central Avenue from 159th to Lakeside

Mike Thompson, Poe & Associates, presented a contract with Vance Brothers Construction and explained the contract was negotiated at the same rate offered the City of Wichita. He added local contractors do not have the equipment to do this type of work and Vance Brothers was brought in as low bid for the City of Wichita.

A motion was made by Council Member Caroline Hale, seconded by Council Member Troy Tabor to approve the contract with Vance Brothers, Kansas City, Missouri, in the amount of \$132,595.00 for micro-surfacing Central Avenue from 159th to Lakeside. Motion carried 5/0.

11. Discussion: Fireworks

For this item Mayor Ben Lawrence stepped down from the bench due to what could be perceived as a conflict of interest.

Council President Troy Tabor opened the bench for discussion.

Council Member Caroline Hale stated the email in the meeting packet is one of probably three emails she received regarding the shooting of fireworks this year. She added she understood citizen concerns, she has lived in Andover 18 years and this year she spent forty-five minutes picking up fireworks residue in her yard and driveway, although they did not shoot off any. She also felt nine days of shooting fireworks seemed a little long and wondered if the Council would address at another time.

Sasha Stiles stated the resolution for dates and times of sales and shooting of fireworks will be brought to Council next March.

Fire Marshal Mike Roosevelt was present to answer questions.

Ben Lawrence asked a fact sheet be put together to clarify signage, banners, flags, etc. what is allowed and what is not and what the fees are.

a. An ordinance amending the Code of the City of Andover, Kansas, Chapter XIII, Public Offenses; Article 2, Offenses Against Peace and Order; 13-208 Section 2 Sales of Fireworks paragraph b.

Fire Marshal Roosevelt explained reasoning for the ordinance revision is to address on-site storage for firework sale stands.

Council Member Byron Stout inquired if the stand operator in attendance believed that was long enough. Ben Lawrence stated he did not think any operator would have an issue with the amount of time allowed.

A motion was made by Council Member Sheri Geisler, seconded by Council Member Byron Stout to adopt an ordinance amending the Code of the City of Andover, Kansas, Chapter XIII, Public Offenses; Article 2, Offenses Against Peace and Order; 13-208 Section 2 Sales of Fireworks paragraph b. Motion carried 5/0. Ordinance number 1521 was assigned.

12. Discussion: City of Wichita's Master Bicycle Plan

Sasha Stiles presented the request from the Bike/Walk Alliance-Wichita to provide a letter of endorsement for the proposed Master Bicycle Plan in Wichita. She added the Envision Andover concurs with the endorsement.

A motion was made by Council Member Byron Stout, seconded by Council Member Troy Tabor to approve the request and send a letter of endorsement. Motion carried 5/0.

13. Discussion: Augusta Airport Partnership

Mayor Ben Lawrence stated the City of Augusta seems to be waiting on an 'official' motion for our City staff to move forward with the City of Augusta staff to investigate viable options for creating a partnership.

Mayor Ben Lawrence added the City of Augusta is again requesting a \$10,000 contribution for the \$40,000 study they commissioned and have paid for. He believes funds would be better spent if the City of Andover invests \$5,000 in funding to allow staff to employ professional services to assist in developing an agreement. Butler County Commissioners would possibly match the amount, but they will not reimburse any portion of the study already completed.

A motion was made by Council Member Sheri Geisler, seconded by Council Member Byron Stout to authorize City staff to move forward with staff of the City of Augusta to explore options regarding a potential partnership for development at the Augusta Airport. Motion carried 5/0.

A motion was made by Council Member Byron Stout, seconded by Council Member Kris Estes to allocate \$5,000 for use by staff for professional services necessary in developing an inter-local agreement, contingent upon Butler County Commissioners match of \$5,000. Motion carried 5/0.

14. Member Items

Council Member Kris Estes

- Is excited about Greater Andover Days, this will be their 14<sup>th</sup> year in attendance.
- Has volunteered to work at the Pig Catch.

Council Member Caroline Hale

- Is looking forward to Greater Andover Days where she has volunteered for the Ice Cream Social and the Fun Run.
- WAMPO will be conducting destination surveys to establish traffic patterns in the surrounding areas.

Council Member Troy Tabor

- Is looking forward to Greater Andover Days and the Sunflower Elementary Kids Consignment sale.

Council Member Sheri Geisler

- Reminded everyone to buy their Greater Andover Days buttons, attend the tailgate party on Friday night and the Ice Cream Social on Saturday night. Also the library would be closed on the 29<sup>th</sup> due to Greater Andover Days.

- Asked for confirmation that the 10' sidewalks are bike paths as well as pedestrian sidewalks. Staff confirmed they were bike/walk paths but bicyclist can also ride in the street.

Council Member Byron Stout

- Is looking forward to attending Greater Andover Days.

Mayor Ben Lawrence provided an update on the Convention and Visitors Bureau committee's (CVB) continued exploration of building an amphitheater in Central Park. The committee will be coming to Council to authorize CVB funds be spent for a concert in the park to see how well the event is received, how the traffic flows, noise levels, etc. before pursuing the idea to build a 3,000-3,500 seat amphitheater.

Sasha Stiles asked the Council to let her know if they would like to attend any of the League of Kansas Municipals Regional Suppers.

Sasha Stiles announced the City of Andover has been selected to receive the Pioneer Award from the University of Kansas, Department of Urban Planning, for demonstrating creativity and innovation for the planning of the US 54 Corridor. The award will be presented on Friday, October 12, at the Bi-State Kansas/Missouri Planning Conference in Kansas City, Missouri.

## 15. Adjourn

A motion was made by Council Member Troy Tabor, seconded by Council Member Byron Stout, to adjourn. Motion carried 5/0.

Respectfully Submitted by

Susan Renner  
City Clerk

Approved this 9<sup>th</sup> day of October, 2012, by the City Council, City of Andover, Kansas.