MULVANE CITY COUNCIL

REGULAR MEETING MINUTES

February 1, 2021 7:30 p.m.

The Mulvane City Council convened at the City Building at 211 N. Second at 7:30 p.m. Presiding was Mayor Shelly Steadman, who called the meeting to order at 7:30 p.m.

**Council Members Present**: Terry Richardson, Jenean Keck, Kevin Cardwell.

Remote Attendance: Brent Allen, Nancy Farber Mottola.

**Others Present:** Kent Hixson, Mike Robinson, Debra Parker, Gordon Fell, Joel Pile, Samantha Caywood.

Remote Attendance: J.T. Klaus, Chris Young.

**Pledge of Allegiance:** All stood for the Pledge of Allegiance led by Mayor Steadman.

**Approval of Regular Meeting Minutes Dated 1-18-2021:**

MOTION by Allen, second by Cardwell to approve the Regular meeting minutes dated 1-18-2021.

MOTION approved unanimously.

**Correspondence:** Mayor Steadman received an email from the President of the Polo Club. They are currently holding matches and look forward to working with the City as they grow their business. The email was forwarded to the Chamber and Council President Mottola.

**Review and Closing of the Agenda**: None

**Appointments, Awards and Citations:** None

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**OLD BUSINESS**

None

**NEW BUSINESS**

1. **American Legion Post #136 – Request to Waive Liquor License Fee:**

Samantha Caywood, American Legion Board of Governors, addressed the council to request the annual fee for the liquor license be refunded. Caywood reviewed the efforts of the Legion to give back to the community. The Legion meant to ask for a waiver of the annual fee but did not get on the council agenda in December 2020 with their request.

Council expressed concerns regarding the time for staff to process the refund. This is the second time such a request has been made after the fee has already been paid. Council asked where the Board of Governors live. It was noted they reside in Mulvane, Belle Plaine, and Wichita.

MOTION by Richardson, second by Keck to approve the request from American Legion Post 136 for a refund of the annual liquor license fee minus the $25.00 administrative fee.

MOTION approved unanimously.

1. **Homestead Housing Phase 2 – Accept Public Improvements:**

Planning and Zoning Director, Joel Pile, reviewed this item with the council. On January 22, 2021, the City received a Certificate of Substantial Completion from Young & Associates, P.A. for the Homestead Senior Housing Phase 2 waterline extension. Per the Developer’s Agreement with Homestead Affordable Housing, Inc. dated July 23, 2020, “After the final inspection is made and before acceptance of any Improvement by the City’s governing body, the Developer shall file a sworn statement with the City, which is executed by the Developer certifying that the engineering and construction of the Improvements involved have been properly paid.” On January 14, 2021 Homestead Affordable Housing, Inc. provided the sworn statement as required in the Developer’s Agreement.

Upon acceptance by the City, improvements shall become the sole property of the City. Per the Developer’s Agreement dated July 23, 2020, the Developer has provided a Letter of Credit in the amount of $50,000 to insure completion, payment, and maintenance of the improvements. Upon acceptance of the improvements, the City will release the completion and payment surety. The maintenance surety in an amount equal to 15% of the cost of all improvements ($7,500) will be held for 18 months following the acceptance of improvements by the City to guarantee the costs associated with the correction of any defect in material or workmanship of the improvements.

MOTION by Keck, second by Mottola to accept the waterline improvements as specified in the Developer’s Agreement between Homestead Affordable Housing, Inc. and the City of Mulvane dated July 23, 2020.

MOTION approved unanimously.

**3. Hidden Valley Estates Addition – Accept Petitions for Public Improvements:**

**4. Hidden Valley Estates Addition – Approve Developers Agreement:**

Planning and Zoning Director, Joel Pile, requested these items be tabled until the Letters of Credit have been received.

MOTION by Mottola, second by Allen, to table New Business Items 3 and 4 concerning Petitions for Public Improvements and the Developer’s Agreement for Hidden Valley Addition.

MOTION approved unanimously.

**5. Kanaga’s Valley View Addition – Accept Dedications to the Plat**:

Planning and Zoning Director, Joel Pile, reviewed the plat with the council. This plat is a small tract plat outside of the city limits, but within three miles of the city limits. The governing body must agree to accept the dedications, if any, shown on the plat or refer the plat back to the Planning Commission. The plat will also be required to go before the Sedgwick County Commission for review and acceptance of any dedications.

MOTION by Keck, second by Cardwell to accept all dedications shown on the plat of the Kanaga’s Valley View Addition and authorize the Mayor to sign.

MOTION approved unanimously.

**ORDINANCES & RESOLUTIONS**

None

**ENGINEER**

**1. Project Review and Update:**

City Engineer, Chris Young, reviewed the project update with the council which included: E. Mulvane Street Drainage, Sanitary Sewer Study Update, Homestead Phase 2 Development, Emerald Valley Estates – Phase 2, and Hidden Valley Addition.

**City Clerk:** None

**City Administrator:** None

**City Attorney:** Advised of a correction to the wording on the Kanaga’s Valley View Plat that has to do with the City Attorney’s Certificate as per K.S.A. 12-401. Joel Pile will check on this.

**Consent Agenda Items 1-2:**

MOTION by Richardson second by Keck to approve Consent Agenda items 1 & 2.

* + - 1. Payroll dated 1-22-21 ($206,484.67)
      2. City Utility Bills ($20,749.38)

MOTION approved unanimously.

**ANNOUNCEMENTS, MEETINGS AND NEXT AGENDA ITEMS:**

* Monday, February 15th - next council meeting @ 7:30 p.m.

**ADJOURNMENT:**

MOTION by Richardson, second by Cardwell to adjourn the City Council meeting at 7:50 p.m.

MOTION approved unanimously.

Minutes by:

Debra M. Parker, City Clerk