

**MULVANE CITY COUNCIL
REGULAR MEETING MINUTES**

August 5, 2013

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 James P. Ford, who called the meeting to order.

COUNCIL MEMBERS PRESENT: Terry Richardson, Doug Hatfield, Shelly Steadman, Jenean Keck and Joe Johnson

OTHERS PRESENT: Kent Hixson, J.T. Klaus, Patty Gerwick, Mike Robinson, Chris Young, Galen Cummins, Members of Library Board and Committee Sue Nelson, Nancy Armstrong, Lee Richards, Stephanie Bayliff, Nancy Cadwell, Paula Armer, Joe Armer, Karolyn Braun, Larry Smith, Merle McKee and Paul Hawkins, Director SCKLS

All stood for the Pledge of Allegiance and Invocation led by Mayor Ford.

APPROVAL OF REGULAR MINUTES DATED 7-15-13: Councilmember Hatfield had questions about a statement that was in the minutes for the reconvened session on 7-22-13 about carry-over funds. After a brief discussion it was determined that the statement should be removed from the minutes. **MOTION** by Hatfield, second by Richardson to approve the Regular minutes dated 7-15-13 and 7-22-13 as amended. **MOTION** approved unanimously.

CORRESPONDENCE: Mayor Ford read a letter from Care & Share requesting funds in the amount of \$75,000. No action taken.

REVIEW AND CLOSING OF THE AGENDA: Mayor Ford declared the agenda closed.

APPOINTMENTS, AWARDS AND CITATIONS: None at this time.

OLD BUSINESS

1. **2014 ANNUAL BUDGET – PUBLIC HEARING:** **MOTION** by Richardson, second by Steadman to conduct the 2014 Budget Public Hearing. **MOTION** approved unanimously. Mayor Ford asked if anyone present had any comments concerning the proposed budget. There was no one present to speak. Mayor Ford accepted the letter from Care & Share as a comment concerning the budget. **MOTION** by Richardson, second by Johnson to close the Public Hearing. **MOTION** approved unanimously.
2. **APPROVE 2014 ANNUAL BUDGET:** **MOTION** by Richardson, second by Hatfield to approve the 2014 Annual Budget as presented. **MOTION** approved unanimously.
3. **NEW LIBRARY DESIGN COMMITTEE – RECOMMEND RETAINING AN ARCHITECT:** Joe Johnson, spokesperson for the Library Design Committee first offered his “Thanks” to Paul Hawkins for the time spent working with the committee over that last

several months. After interviewing four (4) architect firms, the committee's recommendation is to retain The Clark Enerson Partners Architect Firm to design a new public Library. It was the consensus of the Council to accept the committee's recommendation. Hixson will contact the firm and ask them to prepare a contract to design a new public library.

4. CEDAR BROOK ADDITION

- Accept Developer's Letter of Credit for Phase IV Water, Sewer, Streets and Phase IV & V Storm Sewer Improvements
- Phase IV Water, Sewer, Streets and Phase IV & V Storm Sewer improvements – Engineer/Design agreement W/ Baughman Company

The City has not received the Developer's Letter of Credit so no action can be taken on this agenda item. Tabled until 8-19-13.

5. NEW WATER TOWER – APPROVE CONSTRUCTION CONTRACT WITH PHOENIX FABRICATORS (\$1,949,963.00): MOTION by Richardson, second by Johnson to approve the Agreements executed by Phoenix Fabricators and Erectors, Inc. for the base bid amount of \$1,924,963.00 plus \$25,000.00 (Option A3) for exterior lighting for a total bid of \$1,949,963.00 and authorize the Mayor to sign the Agreements and Notice to Proceed. MOTION approved unanimously.

NEW BUSINESS

1. DWIGHT GREEN – 1402 LOUIS DR. – STORM DRAINAGE CONCERNS: Mr. Green was not present. Not action required.
2. WATER DEPT. – APPROVE PURCHASE OF BACK-UP PUMP FOR WELLS #4 & #5: Galen Cummins asked permission to purchase a back-up pump. MOTION by Richardson, second by Keck to approve the purchase of a pump and motor from JCI at a cost of \$7,880.00 plus freight costs estimated to be under \$500.00. MOTION approved unanimously.
3. DENNY PROPERTY PURCHASE AGREEMENT – ACTION: J.T. Klaus, City Attorney explained that the property was offered to the City at the fair market value of \$124,000. Due to its close proximity to the City park and City Hall, it was determined that the City would benefit by purchasing the property. The Real Estate Purchase Agreement was prepared and negotiated by the City Attorney. MOTION by Richardson, second by Keck to approve the Real Estate Purchase Agreement and authorize the Mayor to sign and deliver the same. MOTION approved unanimously.

RESOLUTIONS AND ORDINANCES

1. ORDINANCE ATTESTING TO AN INCREASE IN TAX REVENUES FOR BUDGET YEAR 2014: MOTION by Richardson, second by Keck to adopt Ordinance 1421 attesting to an increase in tax revenues for the budget year 2014 and remain in compliance with state law.
ORDINANCE 1421
AN ORDINANCE ATTESTING TO AN INCREASE TO TAX REVENUES FOR BUDGET YEAR 2014 FOR THE CITY OF MULVANE, KANSAS.
MOTION approved unanimously.

ENGINEER'S REPORT

1. PROJECT UPDATES: Chris Young, City Engineer reported: WATER TREATMENT PLANT: he has received a draft agreement with Utility Contractors for the Water Treatment Plant. Staff and the Attorney have to review the agreement and will then bring it to the Council for consideration. EMS SUBSTATION #2: Chris will provide a building progress report at the next Council meeting on Aug. 19th. SCHOOL PROJECT: Chris has received some of the plans that he needed but is still waiting for the rest. He will report again at the next meeting.

CITY CLERK

Reminded the Council that the first meeting in September will be held on Wednesday, September 4th due to the Labor Day Holiday.

CITY ADMINISTRATOR

Nothing at this time.

CITY ATTORNEY

Nothing at this time.

CONSENT AGENDA: MOTION by Richardson, second by Keck to approve the Consent Agenda Items as follows:

1. Employee Payroll dated 7-19-13 (\$187,497.92)
2. Employee Payroll dated 8-2-13 (\$181,321.77)
3. Guard Rail repair on Rock Road RR Bridge – Barkley Const. (\$8,500.00)
4. Street Dept. – purchase of 5039 gallons of CSS-1h road oil – Vance Brothers (\$12,816.65)
5. Wastewater Treatment Plant – BM/CAS Pay App. #9 (\$208,275.55)

MOTION approved unanimously.

ANNOUNCEMENTS AND NEXT AGENDA ITEMS:

8-6-13 Mulvane Comp. Plan Steering Committee meeting at 7:00 p.m. at the EMS Station

8-9-13 Downtown Business Owners Meeting – City Hall – 11:30 a.m.

ADJOURNMENT: MOTION by Richardson, second by Keck to adjourn at 8:35 p.m.
MOTION approved unanimously.

Patty Gerwick
City Clerk