

MULVANE CITY COUNCIL  
REGULAR MEETING MINUTES

December 2, 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, Jenean Keck, Doug Hatfield, Joe Johnson and Shelly Steadman

OTHERS PRESENT: Kent Hixson, J.T. Klaus, Patty Gerwick, Mike Robinson, Mark Detter with Central States, Larry Holloway and Mark Chesney with Kansas Power Pool, Galen Cummins and Chris Young with Young & Associates

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

APPROVAL OF REGULAR MINUTES DATED 11-18-13: MOTION by Johnson, second by Richardson to approve the Regular minutes dated 11-18-13. MOTION approved unanimously.

CORRESPONDENCE: No additional correspondence at this time.

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

APPOINTMENTS, AWARDS AND CITATIONS: None at this time.

**OLD BUSINESS**

1. PUBLIC HEARING TO AMEND 2013 BUDGET: MOTION by Richardson, second by Keck to recess at 7:37 p.m. for a period of 5 minutes to reconvene at 7:42 p.m. for the purpose of holding a public hearing to amend the 2013 Annual City Budget. MOTION approved unanimously. There being no one present to comment on the 2013 Budget, MOTION by Richardson, second by Keck to return to open session at 7:42 p.m. MOTION approved unanimously.
2. ACTION TO AMEND 2013 ANNUAL BUDGET: MOTION by Keck, second by Richardson to amend the 2013 Annual City Budget. MOTION approved unanimously. The Council sign the Amended Budget Certificate.
3. CEDAR BROOK ADDITION IMPROVEMENTS – TEMPORARY NOTE SALE: Mark Detter with Central States Capital, City Financial Advisor, advised the Council that bids were received for the sale of Temporary Notes to temporarily finance the Cedar Brook Subdivision Improvements. Three bids were received: Cooper Malone with the Average Net Interest Rate of .445%; UMB Bank with the Average Net Interest Rate of .770%; and Commerce Bank

with the Average Net Interest Rate of .702%. MOTION by Richardson, second by Hatfield to accept the low bid from Cooper Malone with an Average Net Interest Rate of .445%. MOTION approved unanimously.

4. RECLASSIFY FUNDS: Kent Hixson, City Administrator explained that some incorrect information was accidentally put in the Council packet for the November 18<sup>th</sup> meeting. An incorrect motion was made and approved due to that error. A new motion needs to be made at this time to correct the error. MOTION by Keck, second by Richardson to approve the journal entry reclassifying \$196,939.69 from the EMS facility project fund to the General Fund EMS #2 new equipment line item in the amount of \$62,939.69 and the balance of \$134,000 from the Fire Municipal Equipment Replacement Fund. MOTION approved unanimously.

### **NEW BUSINESS**

1. WESTAR CONTRACT REVISION – KANSAS POWER POOL: Larry Holloway with the Kansas Power Pool explained to the Council that the Southwest Power Pool (SPP) is in the process of implementing changes to the structure and management of the power exchange. Since June 2013, Kansas Power Pool (KPP) has been procuring and scheduling the electricity that flows into Mulvane's electric distribution system. Implementation of the SPP Integrated Market (SPP IM) will change the way power supplies are scheduled. MOTION by Richardson, second by Steadman to approve or agree with KPP filing a concurring intervention on behalf of KPP and the City of Mulvane, to support the Westar FERC 205 filing to modify the contract to comply with the SPP IM. MOTION approved unanimously.

### **RESOLUTIONS AND ORDINANCES**

1. TEMPORARY NOTE SALE RESOLUTION – CEDAR BROOK ADDITION: J.T. Klaus, Bond Counsel has prepared the necessary Resolution authorizing the issuance of and setting all the terms of the Temporary Notes Series A, 2013. MOTION by Richardson, second by Keck to adopt Resolution No. 2013-9 a resolution establishing the terms and provisions governing the City's Temporary Improvement Notes, Series A, 2013, in the principal amount of \$715,000, as prepared by Bond Counsel and provided for our consideration.

#### **RESOLUTION NO. 2013-9**

**A RESOLUTION PROVIDING FOR THE ISSUANCE OF TEMPORARY IMPROVEMENT NOTES OF THE CITY OF MULVANE, KANSAS, IN THE TOTAL PRINCIPAL AMOUNT OF \$715,000, AS HERETOFORE AUTHORIZED BY ORDINANCE NOS. 1418 (AS AMENDED BY ORDINANCE NO. 1425) AND 1420 OF THE CITY, IN ORDER TO PROVIDE FUNDS FOR THE TEMPORARY FINANCING OF THE COSTS OF CONSTRUCTION OF CERTAIN INTERNAL IMPROVEMENTS IN THE CITY AUTHORIZED BY SAID ORDINANCE; AND PROVIDING THE TERMS, DETAILS, FORM AND CONDITIONS OF SAID TEMPORARY IMPROVEMENT NOTES.**

MOTION approved unanimously.

### **ENGINEER'S REPORT**

1. PROJECTS REVIEW AND UPDATE: Chris Young, City Engineer provided updates on all active city projects.

CITY CLERK

Nothing at this time.

CITY ADMINISTRATOR

1. DOWNTOWN REVITALIZATION PROGRAM – DISCUSSION: Hixson provided additional information about a “Façade” program for the Council to consider. The Council has the authority to set the rules and regulations for the program uses. It was a consensus of the Council to proceed with the program. Hixson will include language stating that funds can be used for interior or exterior improvements and will better define the “target area” of the community for revitalization. This information will come back to the Council on December 16<sup>th</sup> for further consideration.

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 11-22-13 (\$167,275.11)
2. City Hall Parking Lot Paving – Cornejo (\$49,329.00)
3. Cereal Malt Beverage License Renewals – Pizza Hut, Dillon’s, Casey’s, Fastrip

MOTION approved unanimously.

ANNOUNCEMENTS, MEETINGS AND NEXT AGENDA ITEMS:

- 12-5-13 - Chamber of Commerce Board meeting – High School – 11:30 a.m.
- 12-7-13 – Downtown Christmas Open House – 5:00 to 8:00 p.m.
- 12-9-13 – Downtown Business Owners meeting – City Hall – 11:00 a.m.
- 12-9-13 – Library Design Committee Meeting – City Hall – 5:00 p.m.

ADJOURNMENT: MOTION by Richardson, second by Keck to adjourn at 9:28 p.m.  
MOTION approved unanimously.

Patty Gerwick  
City Clerk