MULVANE CITY COUNCIL

REGULAR MEETING MINUTES

May 4, 2015 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.

COUNCIL MEMBERS PRESENT: Terry Richardson, Joe Johnson, Doug Hatfield, Nancy Farber Mottola and Jenean Keck

OTHERS PRESENT: Kent Hixson, J.T. Klaus, Patty Gerwick, Mike Robinson, Chris Young, City Staff Dave Williams, Fred Heersche, Debbie Parker, Kim Benson, Shawn Lamm, Judi Patterson, PC member Brent Allen and Buff Farrow, Brad Helfferich, Diana with Omni EMS Billing

PLEDGE OF ALLEGIANCE & INVOCATION: All stood for the Pledge of Allegiance and Invocation led by Mayor Steadman.

APPROVAL OF REGULAR MINUTES DATED 4-20-15: MOTION by Hatfield, second by Farber Mottola to approve the Regular minutes dated 4-20-15. MOTION approved unanimously.

CORRESPONDENCE: Nothing at this time.

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

APPOINTMENTS, AWARDS AND CITATIONS: Annual Board and Staff Appointments: **Library Board**: MOTION by Richardson, second by Keck to reappoint Shiahna Lucas to a four year term and appoint Joan Martinez to a four year term. MOTION approved unanimously. **Planning Commission**: MOTION by Farber Mottola, second by Richardson to reappoint Larry Parker, Sumner County Rural to a three year term, appoint Brent Allen, Sedgwick County City to a three year term, and appoint Mike Fells, Sumner County City to a three year term. MOTION approved unanimously. **Building & Trades Commission**: MOTION by Richardson, second by Hatfield to reappoint Bill Reeves (Electrical) to a three year term and reappoint Mike Wenger (Building) to a three year term. **Tree Board**: To appoint Stanley Stoll to fill the unexpired term of Ann Ford (2017), reappoint Don Wells to a three year term, reappoint Patty Arroyo to a three year term and to appoint Sue Shoemaker to a three year term. **Mulvane Recreation Commission**: It was the consensus of the Council to suspend a decision at this time. **Mulvane Historical Society**: Reappoint Kent Hixson to a four year term. **City Staff Appointments:** To reappoint the City Clerk- Patty Gerwick, Public Safety Director – Dave Williams, City Attorney – J.T. Klaus, City Treasurer – Sharon Phipps, Municipal Court Judge – Duane Brown and to appoint Deputy City Clerk – Debbie Parker. MOTION approved unanimously.

**OLD BUSINESS**

None at this time.

**NEW BUSINESS**

1. KANSAS MUNICIPAL GAS AGENCY (KMGA) BOARD APPOINTMENT: MOTION by Hatfield, second by Johnson to appoint Brad Modlin to complete Galen Cummins position on the KMGA Board of Directors. MOTION approved unanimously.
2. DOWNTOWN REVITALIZATION PROGRAM APPLICATION REVIEW: MOTION by Johnson, second by Farber Mottola to approve the application for Downtown Revitalization Funds from Darren Cusick in an amount not to exceed $6,000 for the building at 108 W. Main. MOTION approved unanimously.

**RESOLUTIONS AND ORDINANCES**

None at this time.

ENGINEER’S REPORT

1. Project Review and Update: Chris Young gave a brief review on the status of the water treatment plant project and the Merlin’s Glen Drainage project.

PUBLIC SAFETY DIRECTOR

* + - 1. SUMNER COUNTY AMBULANCE SUBSIDY - DISCUSSION: Public Safety Director Dave Williams explained that Sumner County has refused to increase the City of Mulvane subsidy for 2016 to $140,000 as requested. Several options were discussed. It was the consensus of the Council to table this item to allow the City Attorney to review the actual contracts. This will be on the Council Agenda for the 5-18-15 meeting.

1. OMNI EMS BILLING SERVICES AGREEMENT & BUSINESS ASSOCIATES AGREEMENT: Public Safety Director Dave Williams explained the changes that are coming in the EMS billing process. He contacted Omni Billing Services about taking on the billing for the Mulvane EMS. MOTION by Keck, second by Richardson to approve the OMNI EMS Billing Services Agreement, including the necessary HIPPA Business Associate Agreement and designating the Public Safety Director as Decision Maker/Chief pursuant to said agreement and authorize the Mayor to sign. MOTION passed. 3 Yea (Richardson, Keck, Johnson) 2 Nay (Farber Mottola, Hatfield)

**PUBLIC BUILDING COMMISSION**

**May 4, 2015**

MOTION by Johnson, second by Richardson to recess the City Council Meeting and convene as the Mulvane Public Building Commission. MOTION approved unanimously.

MOTION by Johnson, second by Richardson to approve the Public Building Commission Meeting Minutes dated 4-6-15. MOTION approved unanimously.

MOTION by Johnson, second by Richardson to pay the following invoice related to the design and construction of the new public library:

1. CEP – Invoice #16 ($5,040.00)

MOTION approved unanimously.

MOTION by Farber Mottola, second by Richardson to enter into an Agreement with Terracon to provide Materials Observation & Testing Services in the amount of $8,881.30. MOTION approved unanimously.

MOTION by Johnson, second by Richardson to allow the city administrator to act on behalf of the PBC and enter into an agreement with Terracon for an asbestos survey of 314 and 408 N. Second St. in the amount not to exceed $1,500.00. MOTION approved unanimously.

MOTION by Richardson, second by Keck to accept the bid from Remediation Contractors to remove the asbestos from 314 N. Second St. in an amount of $1,420.00. MOTION approved unanimously.

MOTION by Johnson, second by Farber Mottola to adjourn the Public Building Commission meeting and to reconvene the regular City Council meeting of May 4, 2015. MOTION approved unanimously.

Minutes by Patty Gerwick, Secretary

CITY CLERK

Nothing at this time.

CITY ADMINISTRATOR

1. Annual Performance Evaluation – Mayor Steadman requested an Executive Session. MOTION by Richardson, second by Keck to recess for a period of 10 minutes for an executive session to discuss non-elected personnel with the Mayor, Council, City Administrator and City Attorney to attend. MOTION approved unanimously.

MOTION by Johnson, second by Richardson to return to open session. MOTION approved unanimously. Mayor Steadman stated that no binding decisions were made during the executive session.

1. Administrator’s Employment Agreement – review and action: MOTION by Keck, second by Richardson to renew the City Administrator’s Employment Contract Agreement. MOTION approved unanimously.

CITY ATTORNEY

Nothing at this time.

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

1. Employee Payroll dated 4-24-15 ($189,165.82)
2. Wastewater Treatment Plant – purchase of 24,000 lbs. of ferric chloride for $5,106.50 from Brenntag Southwest, Inc.
3. Merlin’s Glen Project – Dutton Const. Pay App. #1 ($25,843.50)

MOTION approved unanimously.

ANNOUNCEMENTS, MEETINGS AND NEXT AGENDA ITEMS:

5-7-15 – Chamber of Commerce Board meeting – Fire Station – 11:30 a.m.

ADJOURNMENT: MOTION by Richardson, second by Keck to adjourn at 8:50 p.m. MOTION approved unanimously.

Patty Gerwick

City Clerk