

MULVANE CITY COUNCIL
REGULAR MEETING MINUTES

June 17, 2019

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: Brent Allen, Nancy Farber Mottola, Barry Fleming, Jenean Keck and Kevin Cardwell.

Others Present: Kent Hixson, J.T. Klaus, Gordon Fell, Mike Robinson, Joel Pile, Chris Young, Debra Parker, Cathy Walker, Rachael Blackwell, Megan Bryant, Michael Friday, Branden Bohannon, Steven Shields, Melinda Boone.

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

Approval of Regular Meeting Minutes Dated 6-03-19:

MOTION by Mottola, second by Keck to approve the Regular meeting minutes dated 6-03-19. MOTION approved unanimously.

Correspondence:

- Councilmember Allen stated that he had been contacted by a resident of Gore Township wanting to know if the City could do anything about the storm water and flooding problems that residents are having. The City is not responsible for drainage control in the Paradise Valley area.

Review and Closing of the Agenda: None

Appointments, Awards and Citations:

Employee Service Award:

Mayor Steadman presented Police Sgt. Michael Friday with a ten-year service certificate.

OLD BUSINESS

1. Approve Warranty Deed for the Purchase of a Section of Styx Creek from Merle McKee:

Merle McKee has offered to sell the City of Mulvane (for \$1.00) the part of Styx Creek he owns and bought at a tax foreclosure sale. The subject property is adjacent to 111 E. Prather, which the City owns and is under consideration as a possible park.

City staff believes it is in the City's interest to clean that section of Styx Creek out and make it a part of the Greenway Park the City is trying to develop. The City could benefit from owning it

and not having to get permission to cross, access, or alter it, from persons other than the Army Corps of Engineers and FEMA.

Councilmember Allen asked about any pollution or ground water contamination issues on that land. The City has a closing agreement with KDHE for the adjacent property. McKee said he has not been contacted about any contamination issues.

MOTION by Keck, second by Mottola to accept the Warranty Deed for Lot 15, Block 3, A.M. & A.S. Prather's Addition to the City of Mulvane, Sumner County, Kansas from Merle S. McKee in the amount of \$1.00 and authorize the City Clerk to record the same with the Sumner County, Kansas Register of Deeds and execute on behalf of the City any documents necessary in connection with such acquisition.

MOTION approved unanimously.

NEW BUSINESS

1. Swimming Pool - Purchase A Slide for Zero Entry Area:

The City Administrator reviewed information from the Pool Manager, Megan Bryant, for the purchase a "Clownfish Slide" for the children who do not meet the 48" height requirement to go down the large orange slide. The slide is stationary and will be anchored into the concrete in the zero-depth area. This feature has no pumps and uses no electricity so plumbing would not be affected. This will be a dry slide. The slide can be purchased this year, and installed for the May 2020 swim season.

MOTION by Keck, second by Cardwell to approve the purchase from Fountain People/Water Odyssey of one Clownfish Slide for \$12,742.00, Freight/Crating for \$790.00, in the total amount of \$13,532.00.

MOTION approved unanimously.

2. Police Dept. – Dispatch - Replacement of Computer Switch, Cabling, and Wireless Access Points:

Prior to the police department moving to 410 East Main there were several issues with the computer switch at which time All Covered provided a temporary switch to keep the system working. Part of replacing the switch would also be including the patch cabling to connect all inter/intranet resources to the switch. This is critical infrastructure for plans to upgrade the patrol in-car camera systems and body cameras. By purchasing this switch, it will also extend the required licensing from Meraki which is the same model of switch that is used at City Hall.

Councilmember Allen asked Chief Fells if this was a foreseen expenditure. Fell advised it was.

MOTION by Keck, second by Allen to approve the quote from All Covered in the amount of \$5,931.00 for the replacement of Computer Switch, Cabling, and Wireless Access Points.

MOTION approved unanimously.

3. Police Dept. – Dispatch Upgrade to telephone and recording system:

The old radio and phone systems were analog based. With the upgraded infrastructure to a digital system, the telephone and radio logger needs to be updated as well. The current telephone and radio logger vendor, Vista Com, has provided a quote to upgrade and connect the current recorder to the telephone and radio system. This is a key component when documenting cases, whether its radio traffic from a chase or telephone interview. This data is often subpoenaed for court purposes. Twelve phone lines and four radio channels are recorded. A time frame for keeping the recordings was addressed. Recordings are kept for at least two years and case driven recordings can be downloaded separately for further retention.

MOTION by Keck, second by Fleming to approve the quote from Vista Com in the amount of 9,559.00 for the upgrade to telephone and recording system.
MOTION approved unanimously.

4. Petition to Annex Property – Chad & Christy Carpenter:

The owner of Lot 1, Block A in the Gilbert Addition (Chad and Christy Carpenter) has submitted a petition requesting annexation into the City of Mulvane. The annexation request was submitted so the property owner could make application to connect to the city sanitary sewer system. City Code Section 700.020(A) declares the City has no obligation to grant connection for services for real property which is not within the limits and boundaries of the City as a whole.

There are four lots in the Gilbert Addition along Freemont Circle and currently the lots are not within the city limits and are being serviced by private sewer systems (lagoons). The owner of the subject lot plans to build a new single-family residence on the lot and has made application to the city for connection to the city sanitary sewer system. The property meets the statutory requirements pursuant to K.S.A. 12-520(a)(7) for annexation since the property owner has submitted a written petition for annexation and the subject lot adjoins the city.

Upon annexation, the property owner will be allowed to make connection to the city sanitary sewer system. The property owner is responsible for all costs associated with the extension of city infrastructure, sewer tap fees and any other utility fees. Since the property is not connected to city water, the property owner will be required to pay a monthly sewer utility bill based upon the current average consumption of the City, or actual water consumption as reported by Rural Water District.

The property owner is preparing to begin construction within 30 days on the property and time is of the essence in determining the method of sewage disposal. Annexation would permit the property owner to continue with plans to make a connection to the city sanitary sewer system versus private sewage system (lagoon).

Allen asked what the costs to the City are. Pile stated the City costs are minimal (staff time, engineers review of the plans, etc.). Property owner pays all other expenses.

ORDINANCES & RESOLUTIONS

1. Ordinance Annexing Property into the city limits:

MOTION by Mottola, second by Cardwell to pass Ordinance No. 1516 annexing land into the city limits.

AN ORDINANCE ANNEXING LAND TO THE CITY OF MULVANE, KANSAS. LOT 1, BLOCK A, GILBERT ADDITION & RESERVE A, GILBERT ADDITION.
MOTION approved unanimously.

ENGINEER

1. Project Review and Update:

Project review and update included the FEMA grant related to English Park and Styx Creek Drainage, Decommissioning the Boxelder Power Plant, Sports Complex Maintenance Facility and West Main Street Drainage Improvements. The City may bid the West Main Street Drainage Project or have Public Works do the work. Young stated he sent a follow-up email to the BNSF and has not received a reply.

The city administrator stated that city staff had been contacted by residents of Paradise Valley about assistance with storm water. Joel Pile stated that the City serves as the flood plain manager of the extra territorial area. The City does not have any authority or ability to regulate drainage infrastructure. The residents of Paradise Valley could form a storm water management benefit district through Sumner County. The benefit district could then assess the property owners for the costs of storm drainage improvements.

2020 Annual Budget Presentations:

City staff reviewed budget terms and definitions and projected revenues. Staff reviewed the budget requests from all the departments, library, senior center and swimming pool. The council discussed the budget request.

Council had questions regarding the Library Budget. Based on the increase in assessed valuation, the 2020 budget projected a 3.67% increase but still left them short of their requests. Council would like to see the library prioritize the items in their budget to see what could or could not be achieved.

The Library local sales tax was reviewed. City Attorney had questions regarding the budgeting of the sales tax.

No action was taken.

City Clerk: None

City Administrator: None

City Attorney:

Executive Session

City Attorney, J.T. Klaus, requested an Executive Session under the justification to discuss matters involving Land Acquisition under K.S.A. 75-4319(b)(6) for the purpose to review offer to sell the City certain real estate for a period not to exceed ten (10) minutes to include the Mayor, City Council, City Administrator and City Attorney.

MOTION by Mottola, second by Keck to recess to an Executive Session under the justification to discuss matters involving Land Acquisition under K.S.A. 75-4319(b)(6) for the purpose to review offer to sell the City certain real estate for a period not to exceed ten (10) minutes to include the Mayor, City Council, City Administrator and City Attorney to reconvene in open session at approximately 8:52 p.m.

MOTION approved unanimously at 8:42 p.m.

MOTION by Mottola, second by Fleming to reconvene the City Council meeting.

MOTION approved unanimously at 8:54 p.m.

The Mayor stated that no decisions were made during the Executive Session.

Consent Agenda Items 1 – 5:

MOTION by Mottola, second by Fleming to approve Consent Agenda items 1 - 5.

1. Payroll Dated 6-14-19 (\$227,509.87)
2. Wastewater Treatment Plant - Approve the purchase of 30,000 lbs. of ferric chloride for \$6,852.00 and 30,000 lbs. of sodium hydroxide for \$6,942.00 at a total cost of \$13,794.00.
3. Public Works Dept. - Purchase of Type II Chat for slurry sealing operations from Bingham Sand & Gravel, in the amount not to exceed \$25,000.
4. Public Works Dept. - Purchase of approximately 5,200 gallons of CSS-1H road oil from Vance Brothers not to exceed \$13,000.
5. Wastewater Treatment Plant - Approve the purchase of a 4518 Gardner Denver Duroflow, HR Blower for \$7,385.13 with additional charges for freight.

MOTION approved unanimously.

ANNOUNCEMENTS, MEETINGS AND NEXT AGENDA ITEMS:

- Monday, July 1st - next council meeting @ 7:30 p.m.
- The Mayor reminded the council to submit their performance evaluations for the city administrator by June 21st.

ADJOURNMENT:

MOTION by Fleming, second by Mottola to adjourn the City Council meeting at 8:55 p.m.

MOTION approved unanimously.

Minutes by:

Debra M. Parker, City Clerk