

MULVANE CITY COUNCIL
REGULAR MEETING MINUTES

August 19, 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: Jenean Keck, Barry Fleming, Brent Allen, Kevin Cardwell and Nancy Mottola.

Others Present: Kent Hixson, J.T. Klaus, Mike Robinson, Joel Pile, Debra Parker, Gordon Fell, Chris Young, Brad Modlin, Ken Cannon, Connie Cannon, Aubrey McCulloch.

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

Approval of Regular Meeting Minutes Dated 8-05-19:

Mayor Steadman stated council need not have been present to vote on this item.

MOTION by Keck, second by Allen to approve the Regular meeting minutes dated 8-05-19.

MOTION approved unanimously.

Correspondence: None

Review and Closing of the Agenda: None

Appointments, Awards and Citations: None

OLD BUSINESS

None

NEW BUSINESS

1. Ken Cannon 443 Samantha Ct – Good Neighbor Fence Policy:

Mr. Cannon addressed the council and provided pictures of a fence his neighbor put up with the good side in. Mr. Cannon felt this made the neighborhood ugly and devalued his property. He would like the City to pass a “Good Neighbor Fence Policy” that would require the good side of the fence to face out. Mr. Cannon had contacted the HOA about this and the developer overruled the HOA to allow the fence to be put up.

The City’s Zoning Regulations regulate the height and type of fencing in residential areas and determine location/placement of fencing, but do not regulate which side of a wooden fence must face out.

Council asked Mr. Cannon if he contacted the neighbor about splitting the cost of the fence, or had an agreement with the neighbor about the fence. He had not. The posts are on the property line, so the neighbor did not go onto Mr. Cannon's property to nail up the boards. It was also pointed out that as more homes are built in the addition, the fencing would be less visible. The council felt this was an HOA matter and the City should not become involved.

No action taken.

2. 111th Street Power Plant – Roof Coating/Repair:

The Electric Power Plant at 1402 Utility Drive (just off 111th St.) has developed leaks in two separate areas, most notably over the office area that is finished. The leaking areas in the shop are becoming worse and beginning to damage the hung insulation. The roof needs professionally sealed to protect the exterior roof panels and interior contents from further damage.

The City received two quotes from area contractors who specialize in this type of repair. Repairs include tightening fasteners and sealing the roof with elastomeric latex.

Quotes were received from:

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|-------------------|-------------|
| Melton Industries | \$27,120.00 |
| Lee's Roofing | \$34,729.13 |

MOTION by Fleming, second by Cardwell to accept the low bid from Melton Industries for \$27,120.00, sales tax included, to repair and seal the 111th St. Electric Power Plant roof as described in quote and to have the Mayor sign the agreement, funds to be dispersed from Electric Plant Expense #511-09-547.

MOTION approved unanimously.

Council had questions about replacing the damaged insulation. Modlin advised it will dry out and should not need to be replaced.

Modlin provided a follow-up to the pick-up bids from last meeting. Bids were not received from Mel Hamilton or Don Hattan because the 2020 order pricing guides had not been received yet. Rusty Eck placed their bid without knowing the pricing. Modlin will make sure companies have plenty of time to receive necessary pricing for any future bids.

3. Police Dept. – Car and Body Camera Purchase:

The Mulvane Police Department currently does not have any body camera systems. This is a much-needed addition to the daily equipment of a Mulvane Police Officer. The current car camera system is in need of replacement.

There are two vendors in the area that provide a system that could meet our needs – WatchGuard and Digital Ally. Both vendors were asked to provide bids for seven car systems and fourteen body cameras, along with storage consideration and warranties. Police Dept. staff met with vendors from both companies and demoed the products.

Both companies provided quotes for full systems. Digital Ally quoted their newest system but could not provide a department in the US that was currently using the EVO-HD system. Watch Guard provided a quote for Vista HD Wi-fi and 4RE camera system for \$72,940.00. Funds would come from Municipal Equipment Reserve 224-005.

Gordon Fell, Public Safety Director, showed a video to the council of the Watch Guard system. This is a four (4) camera system (in-car camera, body cam with mic, front camera and panoramic camera). This system will always be recording and have the ability to recover after the fact video. This has automatic Wi-Fi upload and categories can be assigned to videos. Videos will be stored on our server. Video can be pulled and viewed in our Municipal Court. Council asked about preventative maintenance programs, parameters for length of storage and life of equipment. There will be a 3 year warranty. Installation in the cars will be separate.

MOTION by Keck, second by Fleming to accept the quote from Watch Guard in the amount of \$72,940.00 to purchase seven car systems and fourteen body cameras for the Mulvane Police Dept. MOTION approved unanimously.

ORDINANCES & RESOLUTIONS

1. Resolution for Special Event:

Councilmembers Mottola and Allen will not be commenting or voting on this item. Mayor Steadman asked City Attorney about the Special Event Insurance he was recommending. City Attorney explained the increased liability risks involved when alcohol is served and risks to the applicant on the license. It was asked if the persons serving alcohol were required to be registered. They are not.

The Mulvane Community Foundation, Inc. asked the City for the designation of a special event to allow the sale and service of liquor in Cobb Park and on the adjacent Main Street in connection with a Wine & Beer Festival event to be held on Saturday, September 14, 2019 from 5:00 p.m. to 9:00 p.m. Applicants would need to obtain a Temporary Permit or other Kansas Liquor License for sale and service of liquor which is valid during the proposed Special Event.

Consumption of alcohol on City property is generally illegal in the City, unless the City Council designates an exemption by Special Event. Cobb Park is a City park owned by the City. The ABC Director may grant temporary permits for the sale of alcohol at a properly designated Special Event. A Special Event allowing alcohol to be sold and consumed on City property must be approved by Resolution.

MOTION by Keck, second by Cardwell to approve Resolution No. 2019-7 authorizing the issuance of a special event on City property in connection with the Wine & Beer Festival allowing the sale and service of alcoholic liquor within the City limits to the Mulvane Community Foundation, Inc. on the afternoon/evening of September 14, 2019. MOTION approved. Mottola and Allen abstained.

RESOLUTION NO. 2019-7

A RESOLUTION OF THE CITY OF MULVANE, KANSAS, AUTHORIZING A SPECIAL EVENT ON CITY PROPERTY IN CONNECTION WITH THE SALE AND SERVICE OF ALCOHOLIC LIQUOR WITHIN THE CITY LIMITS AND STREET CLOSING.

City Attorney asked how the state knows the City has allowed permission to drink on public property since the City Clerk cannot authorize until the resolution is approved. Mottola advised they initiate an online request for the special event permit through a specific site for the Kansas Department of Revenue ABC. A copy of the resolution is uploaded to the site and the state has 14 days to issue the permit and a copy brought to the City.

ENGINEER

1. Project Review and Update:

Chris Young reviewed the project updates with the council which included the FEMA grant related to English Park and Styx Creek Drainage, Decommissioning the Boxelder Power Plant, West Main Street Drainage Improvements, Rock Road Water Line Extension, Downtown Park/Splash Pad and Homestead Phase 2.

Young contacted Jeremy Wegner with BNSF on August 13th for an update on the status of the agreement. BNSF is waiting on an estimate for the proposed culvert and will contact the City once the information is received.

There was a meeting with David Foster about the Splash Pad. Safety and the attractiveness of the park were discussed during the meeting.

MULVANE LAND BANK

MOTION by Mottola, second by Allen to recess the City Council meeting and convene as the Mulvane Land Bank Board of Trustees.

MOTION approved unanimously.

MOTION by Mottola, second by Fleming to approve the Land Bank Board of Trustees meeting minutes dated 8-05-19.

MOTION approved unanimously.

MOTION by Mottola, second by Allen to approve paying the invoice from the Mulvane News in the amount of \$117.00 for the publication of the annual budget for the Mulvane Land Bank.

MOTION approved unanimously.

MOTION by Allen, second by Fleming to adjourn the meeting of the Mulvane Land Bank Board of Trustees and reconvene as the Mulvane City Council.

MOTION approved unanimously.

City Clerk:

1. League of Kansas Municipalities – Annual Conference – Oct. 12 -14:

The Clerk reminded the council of the League Conference. If any council member would like to attend, the Clerk will get them registered and secure hotel rooms. If any council member attending would like to be a voting delegate they will need to be elected by the city council.

2. Employee Handbook Updates:

The Clerk has sent a marked up version of the proposed employee handbook updates to councilmembers for their review and comment. This will be ready for adoption at the next meeting.

City Administrator: If councilmembers see any property maintenance issues, please notify city hall.

City Attorney: None

Consent Agenda Items 1 & 2:

MOTION by Mottola, second by Allen to approve Consent Agenda items 1 & 2.

1. Payroll Dated 8-09-19 (\$223,093.57)
2. Wastewater Treatment Plant - approve the purchase of 30,000 lbs. of ferric chloride for \$6,843.50 from Brenntag Southwest, Inc.

MOTION approved unanimously.

ANNOUNCEMENTS, MEETINGS AND NEXT AGENDA ITEMS:

- Wednesday, September 4th - next council meeting @ 7:30 p.m.

ADJOURNMENT:

MOTION by Allen, second by Fleming to adjourn the City Council meeting at 8:40 p.m.

MOTION approved unanimously.

Minutes by:
Debra M. Parker, City Clerk