

**MULVANE CITY COUNCIL
REGULAR MEETING MINUTES**

September 6, 2023

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, Tim Huntley, Nancy Farber Mottola, Kurtis Westfall.

OTHERS PRESENT: Kent Hixson, Debra Parker, J.T. Klaus, Mike Robinson, Chris Young, Joel Pile, Rachael Blackwell, Larry Beck, Grant Leach, Shon Gerber, Trish Gerber, Gordon Fell, Christy Fell.

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

APPROVAL OF REGULAR MEETING MINUTES:

MOTION by Mottola, second by Huntley to approve the Regular meeting minutes dated August 21, 2023.

MOTION approved unanimously.

CORRESPONDENCE: Councilmember Allen was contacted by a resident of Quad Co. regarding a letter they received. Allen was also contacted by a non-resident. Councilmember Mottola and Mayor Steadman were also contacted regarding issues for the Mulvane Housing Authority. Councilmember Westfall had a conversation with a landowner regarding Sewer Main "A".

REVIEW AND CLOSING OF THE AGENDA: None

APPOINTMENTS, AWARDS AND CITIATIONS: None

OLD BUSINESS

1. ANNUAL BUDGET PUBLIC HEARING:

The annual budget must be submitted to the County Clerk(s) on or before October 1st. There will need to be a public hearing to exceed the Revenue Neutral Rate (RNR) as well as a Budget Public Hearing for the purpose of hearing and answering objectives of taxpayers related to the proposed use of all funds. Both hearings may take place on the same day and time, but the resolution to exceed the RNR must pass before the budget can be formally adopted.

Mayor Steadman stated we have the option to recess this meeting for the purpose of those hearings and asked if any council member preferred to excuse themselves during the period of those hearings which is the purpose of recessing the meeting. There were none.

Mayor Steadman proceeded with the public hearings. Mayor Steadman entertained any comments from any citizen regarding the RNR and asked if there were any citizens present to speak on the RNR. There were no citizens present to speak on the RNR.

Mayor Steadman opened comment for the purpose of hearing and answering objections of taxpayers related to the proposed use of funds for the proposed 2024 budget. There were none.

Mayor Steadman closed the Public Hearings and thanked staff for their efforts in lowering the mill levy.

MOTION by Mottola, second by Huntley to adopt Resolution #2023-4 to levy a property tax rate exceeding the Revenue Neutral Rate.

MOTION PASSED BY ROLL CALL VOTE.

Brent Allen - Yes, Tim Huntley - Yes, Nancy Farber Mottola - Yes, Kurtis Westfall - Yes.

RESOLUTION 2023-4

A RESOLUTION OF THE CITY OF MULVANE, KANSAS TO LEVY A PROPERTY TAX RATE EXCEEDING THE REVENUE NEUTRAL RATE.

MOTION by Huntley, second by Mottola to adopt the 2024 Annual City Budget as proposed. MOTION approved unanimously.

NEW BUSINESS

None

ENGINEER

1. Project Review and Update:

Downtown Park: Parking stalls on the east side of the park have been completed and the Contractor is setting forms for the park interior sidewalks. Work is proceeding on the restroom building structure and canopy. Pay application #4 has been submitted. The next step will be to go over finishing touches with the designer.

Main "A" Sanitary Sewer Improvements: Apex Excavating is working on the final/east end of the pipeline alignment. The project has been completed and any punch list items will be determined. Pay application #4 has been submitted.

2. Rock Road Sewer Force Main - NTP for Nowak Const.:

On August 21st, the City Council approved awarding the project to Nowak Const. Construction contract documents have been completed and signed by Nowak Const. including all required bonds and a certificate of insurance. Shop drawings have been submitted and reviewed and a pre-construction meeting scheduled for August 31st. A Notice to Proceed has been set for September 11, 2023. The contract time bid for the project is ninety (90) calendar days and the project completion date is set for December 10th. Nowak Constructions bid for the project was \$118,646.00. Project costs are to be paid from American Rescue Plan Act (ARPA) funds.

An adjacent property owner has graciously granted Nowak full access to their property. Nowak will clean up the property upon completion of the project.

MOTION by Huntley, second by Allen to accept the Construction Agreement for the Rock Road Sewer Force Main project as submitted by Nowak Construction Company, Inc. in the amount of \$118,646 and authorize the Mayor to sign the agreement and Notice to Proceed with the work. MOTION approved unanimously.

MULVANE HOUSING AUTHORITY

MOTION by Allen, second by Huntley to recess the City Council meeting and convene as the Mulvane Housing Authority. MOTION approved unanimously.

MOTION by Allen, second by Mottola to approve the Mulvane Housing Authority meeting minutes dated 8/21/23. MOTION approved unanimously.

MOTION by Allen, second by Huntley to recess the MHA meeting to an Executive Session to discuss matters deemed privileged in the attorney-client relationship pursuant to K.S.A. 75-4319(b)(2) for the purpose of having a discussion with the City Attorney for a period not to exceed fifteen (15) minutes and to reconvene in open session at approximately 8:00 p.m. to include the MHA Chairperson, MHA Board Members, City Administrator, and the City Attorney. MOTION approved unanimously at 7:45 p.m.

MOTION by Mottola, second by Huntley to reconvene the MHA meeting. MOTION approved unanimously at 8:05 p.m.

MOTION by Mottola, second by Huntley to accept the proposal from Larry Beck for the purchase of Quad Co. Manor at 605 E. Main for \$265,000 and request the City Attorney to prepare the sales contract. MOTION approved unanimously.

MOTION by Huntley, second by Westfall to adjourn the MHA meeting and reconvene the regular City Council meeting. MOTION approved unanimously.

CITY STAFF

City Clerk:

League Conference and Designation of Voting Delegates: The 2023 League Annual Conference will be October 7-9, in Wichita. If any council members wish to attend, please notify the clerk by September 21st so registrations may be completed.

The Annual Business Meeting and Convention of Voting Delegates will be on Monday, October 9th. The City may have up to two (2) Voting Delegates and two (2) Alternate Delegates.

Designation of Voting Delegates must be done by City Council action. It was noted that the new City Administrator, Austin St. John, will be representing the City of Mulvane at the conference and invited an elected official to attend with him. This item will be addressed at the next City Council meeting.

City Administrator: None

City Attorney: Reminded the council of the rules and regulations for golf carts and side-by-sides in the City. During Mulvane Old Settlers it was noted that these rules and regulations were not always followed.

CONSENT AGENDA ITEMS:

MOTION by Mottola , second by Huntley to approve consent agenda items 1-7.

1. Payroll dated 9/1/23 (\$233,179.73).
2. Purchase of 30,000 lbs. of ferric chloride for \$13,550 and 50,000 lbs. of sodium hydroxide for \$19,700 at a total cost of \$33,250 from Brenntag, Inc.
3. Purchase of 5,000 gallons of CSS-1H Slurring Road Oil from Vance Brothers in the amount of \$14,852.75.
4. City Utility Bills (\$19,841.92).
5. Sewer Main "A" - Pay Application #4 to Apex (\$159,792.16).
6. Downtown Park - Pay Application #4 to Snodgrass (\$290,273.94).
7. Sewer Main Replacement in Alley - Pay Application #1 to Apex (\$49,765.00).

MOTION approved unanimously.

ANNOUNCEMENTS, MEETING, AND NEXT AGENDA ITEMS:

Next City Council Meeting - Monday September 18, 2023, at 7:30 p.m.

ADJOURNMENT:

MOTION by Mottola, second by Allen to adjourn the regular meeting of the Mulvane City Council.

MOTION approved unanimously at 8:15 p.m.

Debra M. Parker

Minutes by:
Debra M. Parker, City Clerk