

**MULVANE CITY COUNCIL
REGULAR MEETING MINUTES**

September 16, 2024

6:00 p.m.

The Mulvane City Council convened at the City Building at 211 N. Second at 6:00 p.m. Presiding was Mayor Brent Allen, who called the meeting to order.

COUNCIL MEMBERS PRESENT: Tim Huntley, Todd Leeds, Grant Leach, Kurtis Westfall, Trish Gerber.

OTHERS PRESENT: Austin St. John, Debra Parker, Andrew Kovar, Chris Young, Joel Pile, Jacob Coy, Herschel Masters, Karen Oliver, Mary Ayers, Lynda Fort, Nadine Reager, Lachelle Tootle, Lynn Packer, Jim Howell, Isabel Ebersole, Mike Robinson.

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

APPROVAL OF REGULAR MEETING MINUTES:

MOTION by Huntley, second by Leach to approve the Regular meeting minutes dated September 4, 2024.

MOTION approved unanimously.

CORRESPONDENCE: Mayor Allen has received concerns from citizens regarding the smell of chlorine in the water. Staff indicated that the water line from Augusta is not functioning and the City is pumping and treating the water.

PUBLIC COMMENTS: None

APPOINTMENTS, AWARDS AND CITATIONS:

1. Proclamation – Constitution Week:

Four (4) members of the DAR (Daughters of the American Revolution) Chapter were present to promote Constitution Week. DAR Chapter members present were Mary Ayers, Lynda Fort, Nadine Reager and Karen Oliver. Ayers reviewed the history and values of the DAR with the council. DAR members are dedicated to promoting patriotism, preserving American history, and securing Americas future through better education for children. Ayers thanked the Mayor and Councilmembers for recognizing this important event in American history.

September 17, 2024, marks the two hundred and thirty-seventh anniversary of the drafting of the Constitution of the United States of America by the Constitutional Convention. Mayor Allen read a Proclamation proclaiming the week of September 17 through 23 as Constitution Week and presented Mary Ayers, Chapter DAR Regent, with the Certificate of Proclamation.

OLD BUSINESS

None

NEW BUSINESS

1. Sewer Line Rehabilitation Project:

Public Works Director, Jacob Coy, reviewed this item with the council. Much of the City's sewer system was constructed around a hundred years ago using clay tile pipe. Over time the joints of the clay tile pipe may fail leading to ground water inflow, as well as root intrusion and cracking. In 2007 the City began a sewer main rehabilitation program. Since that time approximately 12,943 feet of pipe has been rehabilitated.

The rehabilitation process is known as Cured in Place Pipe (CIPP). This process is accomplished by inserting a resin-impregnated flexible felt tube into the existing sewer main. This tube is inflated with compressed air and cured with UV light, steam, or hot water to form a monolithic, structural-grade lining inside the existing pipe. After the new lining is in place, a robotic camera and router is used to cut new openings for the customer's service lines. The City has identified and prioritized a few additional areas of our system that need repair. The sections that have been prioritized for rehabilitation in 2024 are located on Plaza Lane from Second St. to First St. and Sunset to Plaza Lane. This is approximately 2,550 feet.

Requests for bids were sent to nine vendors. The bids included a cost per foot for rehabilitating the total length of the sewer in the Northview Addition of 5,114 ft. or a partial length of 2,550 ft. After receiving bids from three companies, staff recommends proceeding with the smaller partial length and adding an additional \$5,600 in contingency funds for variations in final footage and line conditions.

Bids for rehabilitating 2,550 ft. of sewer main are as follows:

Padgett Excavation, Inc.	\$155.50 per ft.	\$396,525.00
Mayer Specialty Services LLC	\$50.10 per ft.	\$127,755.00
SAK Construction, LLC	\$44.00 per ft.	\$112,200.00

Council asked if there would be any interruption of service. Coy indicated the line would be down approximately 4 – 8 hours. Council wanted to make sure that the public in the affected areas were given plenty of advance notice to be able to make the necessary arrangements. Council asked how long the CIPP would last. Coy indicated the rehabilitated line should last at least 50 years.

MOTION by Westfall, second by Gerber to approve the quote for the sanitary sewer lining (Cured in Place) of approximately 2,550 linear ft. of pipe from SAK Construction in the amount not to exceed \$117,800.00.

MOTION approved unanimously.

2. Employee Opinion Survey Review:

Research Project Manager with the Public Policy and Management Center at WSU, Isabel Ebersole, presented this item to the council. At the 5/20/24 meeting the council approved the proposal from WSU to create and administer an employee opinion survey. At the 7/1/24 meeting the council approved the agreement with WSU. The purpose of this project is to solicit feedback to help the City better understand employees' opinions on a variety of workplace matters.

The process includes setting up a management team to help guide the process and focus groups of city employees to further craft the questions that go into the survey. The survey questions have been completed and are ready for council review before sending it to employees. The PPMC will administer the survey online through individualized links to employees via email. The survey will be open for two weeks. Following an analysis of employee feedback, the PPMC will develop a final report, including specific recommendations.

Ebersole reviewed the survey with the council and answered questions. Mayor Allen asked the council if they needed additional time to review the survey. HR Director, Lachelle Tootle, advised the survey would not apply to Pool Employees, so that department was removed, and the Public Works Department was changed to separate the Street/Parks and Utility Departments. Ebersole indicated that the survey was tailored to address specific needs and concerns for each department. Once the responses have been received, PPMC will prepare an analysis of the results with recommendations. The council felt the survey was complete and no additional time was needed for review.

MOTION by Leach, second by Huntley to approve the employee survey questionnaire prepared by WSU.

MOTION approved unanimously.

3. Resolution Authorizing a Special Event:

Planning and Zoning Director, Joel Pile, reviewed this item with the council. The Mulvane Chamber of Commerce has requested authorization for a Special Event on Sunday, October 13, 2024, from 12:00 noon to 4:00 p.m. in conjunction with the last “Market on Main” for 2024. The Chamber would like to have a vendor selling beer for consumption on site during the Octoberfest themed event. The designated consumption area consists of Prather Street from Main Street east to the Styx Creek Bridge, and Nessly Auto Park.

MOTION by Leeds, second by Huntley to approve Resolution No. 2024-9 authorizing a Special Event Premises on public property in connection with the October 13, 2024 “Market on Main” for the sale and service of alcoholic liquor and cereal malt liquor within the city limits and closing portions of Prather Street to vehicular traffic during the specified Special Event.

MOTION approved unanimously.

RESOLUTION NO. 2024-9

A RESOLUTION OF THE CITY OF MULVANE, KANSAS AUTHORIZING A SPECIAL EVENT ON CITY PROPERTY IN CONNECTION WITH THE COMMUNITY’S MARKET ON MAIN FOR THE SALE AND SERVICE OF ALCOHOLIC LIQUOR AND CEREAL MALT LIQUOR WITHIN THE CITY LIMITS AND STREET CLOSING.

4. Proposal for Solid Waste Collection Services:

City Administrator, Austin St. John, reviewed this item with the council. The City sent out RFPs for its solid waste service in February 2018. On April 16, 2018, the City Council selected the low bidder, Waste Management (WM) to provide solid waste hauling for the City. The City and WM entered into a contract to provide service beginning June 1, 2018 to December 21, 2019 with the option to extend the term of the Agreement for three (3) successive renewal terms of one (1) year each with a 3% increase annually. On December 10, 2022 the City approved the renewal

agreement with Waste Management for (2) consecutive renewal terms of one (1) year each. The current term ends December 31, 2024.

A Request for Proposal (RFP) was sent to seven solid waste haulers in the Wichita area on July 15, 2024. The proposals were due back to the City by August 30th. Three proposals were returned undeliverable. The City received proposals from Waste Management and Waste Connections. Waste Management provided pricing for recycling services, as requested in the RFP. The City Council will need to decide if they wish to include recycling services, and if so, to which locations. The apparent low bidder was Waste Management. Staff recommendations to accept the proposal from Waste Management.

The council discussed recycling services. City Administrator, Austin St. John, can do further research for this service. The council liked the idea of adding recycling at the City Building.

MOTION by Huntley, second by Westfall to accept the proposal from Waste Management to provide solid waste hauling services to the City, and recycling services at the City Building, and enter into an agreement as prepared by the City Attorney.

MOTION approved unanimously.

5. ARC95 Funding Agreement:

Sedgwick Co. Director of Public Works/County Engineer, Lynn Packer, reviewed this item with the council. The ARC95 Funding Agreement is between Sedgwick County and the City of Mulvane. The County intends to construct an east-west roadway at the Arkansas River Crossing and 95th Street, which encompasses corridor improvements along a 4.0-mile segment of 95th Street from Broadway Street (US-81) to Woodlawn Boulevard, creating an overpass over K-15, the railroad, and a new bridge crossing over the Arkansas River (the “ARC95 Project”).

The purpose of the Agreement is to assist the County by providing funds to help pay for fees and costs associated with the Project and help solidify grant applications showing support in writing and monetarily. The term of the Agreement is five (5) years. The City will remit \$20,000 to the County now and \$5,000 each year beginning in 2025.

Congress has “earmarked” approximately \$3,000,000 to the project and Sedgwick County Commission has approved \$200,000 in its 2025 budget for local match money. Any funds the County receives shall be used solely for the purpose of paying fees and costs associated with establishing the Corridor Preservation Overlay District, right-of-way acquisition, preliminary engineering preparation and actions associated with environmental review needs, and costs associated with public meetings regarding the ARC95 Project. Additionally, this project will automatically be submitted for a 2025 RAISE Grant as a “highly recommended” project of merit. Mayor Allen asked about the effect this would have on Mulvane. Packer advised this could have a positive impact. Mayor Allen would like to see progress and results associated with the Project.

MOTION by Huntley, second by Leeds to approve the ARC95 Funding Agreement with Sedgwick County with the Mayor to sign.

MOTION approved unanimously.

Sedgwick County Commissioner, Jim Howell, addressed the council about the benefits the ARC95 project will have by providing a connecting link to Wichita without the train traffic or traffic delays

that we currently have along K-15 and Rock Road through Derby. This will also create a prime area for growth and development. The ability to have this project “shovel ready” will improve additional grant opportunities. Howell encouraged the council to reach out to him anytime for help with anything.

6. Ordinance Amending Electric System Project Costs with KPP Energy:

City Attorney, Andrew Kovar, reviewed this item with the council. On July 7, 2021 the City approved having its electrical substation project included in the 2021 bond issue of KPP Energy. The City adopted Ordinance 1543 authorizing the City to execute the necessary documents with KPP for the substation project, including a Project Schedule 1 outlining the terms of the substation project to be added to the City’s Power Purchase Contract. Although the original Schedule 1 estimated the project costs at \$2,200,000 the City included only \$1,900,000 in the KPP bond issue.

The final project costs will be substantially higher with the Evergy transmission upgrade, and the KPP voted to allocate an additional \$433,635.92 from its 2021 bond issue to the Mulvane project. Therefore, it is necessary to amend the City’s original ordinance and authorize an amended and restated Schedule 1 to establish the final costs of KPP’s portion of the Project at \$2,333,635.92 and set the actual Facilities Charges attributable to the project. The City must approve the ordinance as part of its participation in the KPP financing. The remainder of the Substation Project is included in the City’s 2024 general obligation bond issue.

MOTION by Leeds, second by Leach to adopt Ordinance No. 1590 amending Ordinance No. 1543 and authorize the execution and delivery of any such necessary documents, including an amended and restated Schedule 1 attachment to the City’s Power Purchase Contract.

MOTION approved unanimously.

ORDINANCE NO. 1590

AN ORDINANCE AMENDING ORDINANCE NO. 1543 APPROVING A PROJECT TO BE UNDERTAKEN BY THE KANSAS POWER POOL (“KPP”), A MUNICIPAL ENERGY AGENCY FOR THE BENEFIT OF THE CITY OF MULVANE, KANSAS AND AUTHORIZING THE EXECUTION AND DELIVERY OF SUCH DOCUMENTS AS SHALL BE NECESSARY IN CONNECTION THEREWITH.

ENGINEER

1. Project Review and Update:

Phase 3 Main “A” Sanitary Sewer – Field surveys of existing RCB in Prather St. along Styx Creek have been completed. Ready to prepare bid documents.

GIS Mapping – SAM continues to work on GIS updates, including website design.

Phase 1 Harvest Point Addition Infrastructure – The Contractor continues work on sanitary sewer pipe, manhole, and service installations. Completed preliminary street design plans.

Emerald Valley Estates 2nd Addition – Completed plans for sanitary sewer, storm sewer, mass grading and detention pond. All KDHE permit applications have been prepared and sent to KDHE.

Bid documents for “Utility and Grading Improvements” have been prepared and advertised on 9/12/24 with a bid date of 10/3/24.

West Main Street Drainage Improvements – The Contractor has initiated fieldwork, including demolition work, setting the new storm sewer inlet box, and miscellaneous pipe connections.

Councilmember Westfall had concerns about the condition of the pavement at First Street and Styx Creek after the completion of the Sanitary Sewer Main “A” Phase 2 Project. Young advised the project is under warranty and will check the pavement work and report back.

CITY STAFF

City Clerk: None

City Administrator:

1. Reviewed the August Financial Report.

City Attorney: None

CONSENT AGENDA ITEMS:

MOTION by Huntley, second by Westfall to approve consent agenda items 1-4.

1. Payroll Dated 9/13/24 - \$257,153.50
2. Warrant Register for August - \$5,294,947.80
3. McCullough Excavation Pay Application #2 for Harvest Point - \$123,435.00
4. Lexipol Law Enforcement Manual and Training Renewal - \$12,335.46

MOTION approved unanimously.

ANNOUNCEMENTS, MEETINGS, AND NEXT AGENDA ITEMS:

No Council Workshop for September.

Next City Council Meeting – Monday, October 7, 2024 – 6:00 p.m.

ADJOURNMENT:

MOTION by Huntley, second by Leach to adjourn the regular meeting of the Mulvane City Council.

MOTION approved unanimously at 7:15 p.m.

Minutes by:

Debra M. Parker

Debra M. Parker, City Clerk