

CITY COUNCIL
JULY 3, 2017
6:00 P.M.

The Council of the City of Augusta, Kansas met in regular session on July 3, 2017, with Mayor Matt C. Childers presiding. Council present were Jason Lowery, Cale Magruder, Jamie Crum, Paul Belt, Mike Rawlings, Justin Londagin and Ron Reavis. Councilman Tom Leffler was absent. Also present: City Manager Josh Shaw, City Attorney Austin Parker, Assistant City Manager Cody Sims and City Clerk Erica Jones. Visitors present were: Code Enforcement Officer Travis Combes, Belinda Larsen, Connie Thurman, Larry Novak, Donna McQueen, Matt McQueen and David Miller

Pledge of Allegiance

Prayer: Elder Larry Novak, Christ Lutheran Church, gave the invocation.

Minutes: Magruder made a motion to approve the minutes from the June 19, 2017 City Council meeting, June 20, 2017 Budget work session, and June 26, 2017 Special Meeting/Budget work session. Belt seconded the motion. Motion carried without opposition.

Ordinance 6A: Rawlings made a motion to approve Ordinance #6A for \$788,777.79. Crum seconded the motion. Motion carried without opposition.

Visitors:

Matt McQueen, 3107 Steven Street, addressed the governing body. His business provides rural internet service and he inquired about using the City's water towers in order to provide better wireless internet service to the rural areas surrounding the community. Shaw stated it would just be something staff would have to explore to see what options are out there. Childers directed McQueen to visit with staff and then they will bring it back to the governing body for final consideration.

Business:

Ordinance No. 2120 Amending Section 182.1(d) of the 2016 Edition of the Standard Traffic Ordinance: Lowery made a motion to approve Ordinance No. 2120 amending Section 182.1(d) of the 2016 Edition of the Standard Traffic Ordinance, raising the minimum seatbelt fine from \$10 to \$30, as enacted by the Kansas Legislature. Belt seconded the motion. Roll Call: Reavis Yes, Belt Yes, Magruder Yes, Lowery Yes, Crum Yes, Rawlings Yes, and Londagin Yes. Motion carried without opposition.

Update Regarding the Condemnation Process for a Single Family Residential Structure and a Detached Residential Garage Located at 1154 North School Street: Sims provided an update regarding the status of the demolition of a single-family residential structure and a detached residential garage structure at 1154 North School Street. Magruder made a motion to table further condemnation action until July 17, 2017. Lowery seconded the motion. Motion carried without opposition.

Garvin Park Restroom and Concessions Facility Concept Discussion: Council reviewed and discussed architectural proposals/options for the Garvin Park restroom and concessions facility and provided direction to staff and the city engineer how to proceed. Council consensus was to use concrete for the upper level restroom, steel for the concession stand/restroom building, with no garage doors and to move forward with construction phase.

At 6:38 p.m., Lowery made a motion to go into executive session for 10 minutes under the personnel matters of non-elected personnel exception to the Kansas Open Meetings Act to discuss issues concerning employee qualifications and certifications. Lowery asked that the City Manager Josh Shaw, Assistant City Manager Cody Sims, and City Attorney Austin Parker join the Council in executive session. The governing body will reconvene in the Council Chambers at 6:48 p.m. Londagin seconded the motion.

At 6:48 p.m., Lowery made a motion exit Executive Session where no action was taken. Londagin seconded the motion. Motion carried without opposition.

At the conclusion of the executive session, Council President Rawlings presided over the meeting, as the Mayor had to leave for other commitments.

At 6:49 p.m., Londagin made a motion to recess the meeting until 7 p.m. Belt seconded the motion. Motion carried without opposition.

At 7:00 p.m., Magruder made a motion to exit recess and resume the meeting. Belt seconded the motion. Motion carried without opposition.

Conduct a Public Hearing for the Condemnation of a Single-Family Residential Structure Located at 1205 North Hooper Street and Consider Resolution 2017-36 Authorizing Condemnation: Code Enforcement Officer Travis Combes addressed the governing body and explained the condemnation process and all the steps that have been taken to this point. Rawlings closed the public hearing after no one came forward to speak.

Crum made a motion to approve Resolution No. 2017-36 authorizing the condemnation of a single-family residential structure located at 1205 North Hooper Street pursuant to the provisions of K.S.A. 12-1750 et seq. Lowery seconded the motion. Motion carried without opposition.

Conduct a Public Hearing for the Condemnation of a Detached Residential Garage Structure Located at 244 East 12th Avenue and Consider Resolution 2017-37 Authorizing Condemnation: David Miller, owner of the property, addressed the governing body. Miller stated he would like a little more time, as it is his intent to repair the roof once it cools down. He stated that he currently rents the home to a family friend. Combes asked Miller if there is a lien on the property. Miller stated there is, but not on the garage. Combes stated that the property owner can pull permits to repair the structure, but if the property is being rented then they cannot. Parker explained the legal process. Miller stated that if he were required to hire a contractor to make the repairs then it would cost too much so he would probably just tear it down. Rawlings closed the public hearing. Belt made a motion to close the public hearing. Crum seconded the motion. Motion carried without opposition.

Reavis stated that it bothers him that we scheduled a public hearing on May 15th but Miller was not mailed a notice until May 19th. Combes, Sims and Parker explained the legal process and stated that state statute was following regarding notification. Crum made a motion to call the question. Reavis seconded the motion to call the question. Motion to call the question carried without opposition.

Crum made a motion to approve Resolution No. 2017-37 authorizing the condemnation of a detached residential structure located at 244 East 12th Avenue pursuant to the provisions of K.S.A. 12-1750 et seq. Londagin seconded the motion. Motion carried without opposition.

Conduct a Public Hearing for the Condemnation of a Single-Family Residential Structure Located at 347 East Main Street and Consider Resolution 2017-38 Authorizing Condemnation: Combes addressed the governing body. Rawlings closed the public hearing after no one came forward to speak. Belt made a motion to close the public hearing. Magruder seconded the motion. Motion carried without opposition.

Magruder made a motion to approve Resolution No. 2017-38 authorizing the condemnation of a single-family residential structure located at 347 East Main Street pursuant to the provisions of K.S.A. 12-1750 et seq. Londagin seconded the motion. Motion carried without opposition.

Conduct a Public Hearing for the Condemnation of a Detached Residential Garage Structure Located at 1117 North School Street and Consider Resolution 2017-39 Authorizing Condemnation: Combes addressed the governing body. Rawlings closed the public hearing after no one came forward to speak. Belt made a motion to close the public hearing. Crum seconded the motion. Motion carried without opposition.

Magruder made a motion to approve Resolution No. 2017-39 authorizing the condemnation of a detached residential structure located at 1117 North School Street pursuant to the provisions of K.S.A. 12-1750 et seq. Crum seconded the motion. Motion carried without opposition.

Matters From/For Council and Informational Memorandum:

Londagin: Londagin stated that a citizen contacted him appreciative about all the progress being made on nuisances but wanted the council to consider a spring cleanup day. Londagin asked if there was any interest in a spring cleanup day. Belt stated they have landfill coupons to use for cleanup. Magruder stated that they can rent the roll offs from the City to assist with clean up. Londagin asked about options for those without a truck. Shaw stated the biggest limitation is what Butler County will allow us to do. He stated that staff could have that conversation with them again. Rawlings stated it took a lot of manpower to do the citywide cleanup and we do not have that staffing now. Magruder suggested Londagin meet with staff to brainstorm ideas.

Adjourn: at 7:53 p.m., Londagin made a motion to adjourn. Belt seconded the motion. Motion carried without opposition.

City Clerk