

CITY COUNCIL
JANUARY 2, 2018
7:00 P.M.

The Council of the City of Augusta, Kansas met in regular session on January 2, 2018, with Mayor Matt C. Childers presiding. Council present were Jason Lowery, Cale Magruder, Jamie Crum, Paul Belt, Mike Rawlings, Tom Leffler, Ron Reavis and Justin Londagin. Also present: City Manager Josh Shaw, Assistant City Manager Cody Sims and City Clerk Erica Jones. Visitors present were: Kate Bosserman, Belinda Larsen, John Black, Connie Thurman, Sarah Hoefgen, Karen Berry, Eric Birk and David Bates.

Pledge of Allegiance

Prayer: Councilman Lowery gave the invocation.

Minutes: Rawlings made a motion to approve the minutes from the December 18, 2017 City Council meeting. Reavis seconded the motion. Motion carried without opposition.

Ordinance 12A: Crum made a motion to approve Ordinance #12A dated 12/27/2017. Reavis seconded the motion. Motion carried without opposition.

Visitors:

Shaw introduced and welcomed Kate Bosserman, new Assistant to the City Manager, to the City of Augusta.

Lowery made a motion to add an executive session to the agenda to discuss matters of potential litigation and legal liability. Belt seconded the motion. Motion carried without opposition.

Business:

Zoning District Reclassification Ordinance No. 2126 For City-Owned Property in the Meadowview Acres Addition to the City of Augusta, Butler County, Kansas: Crum made a motion to accept the Planning Commission's recommendation and to approve the zoning district reclassification Ordinance No. 2126 for city-owned property located in the Meadowview Acres Addition to the City of Augusta, Butler County Kansas from Residential District – Division 1 (R-1) to Public and Private Recreational District – Division 1 (PR-1). Reavis seconded the motion. Roll Call: Reavis Yes, Leffler Yes, Belt Yes, Magruder Yes, Lowery Yes, Crum Yes, Rawlings Yes, Londagin Yes. Motion carried.

New Cereal Malt Beverage License Application: Lowery made a motion to approve a new Cereal Malt Beverage License for consumption on the premises for Enguo Lin, DBA King Buffet, located at 403 W Walnut Street. Reavis seconded the motion. Motion carried with Rawlings and Magruder voting in opposition.

Electric Utility Rate Ordinance No. 2127 Amendment for FECA Calculation: Crum made a motion to approve Ordinance No. 2127 amending Chapter 15, Article 3, Sections 15-304 through 15-306 of City Code, establishing a new Fuel and Energy Cost Adjustment (FECA) base cost with annual adjustment based on the average of the preceding three calendar years. Rawlings seconded the motion. Roll Call: Reavis Yes, Leffler Yes, Belt Yes, Magruder No, Lowery Yes, Crum Yes, Rawlings Yes, Londagin Yes. Motion carried.

Fee Schedule Resolution 2018-01: Magruder made a motion to approve Resolution No. 2018-01 establishing a Trip Fee of \$25.00 per trip for the roll-off dumpster program. Belt seconded the motion. Motion carried without opposition.

Mayoral Appointments to the Augusta Planning Commission: Belt made a motion to approve the Mayor's recommendation to appoint Nick Hoefgen to fill an expired term currently held by Joe Luinstra and Jim Keller to fill an unexpired term vacated by H.V. Chapin on the Augusta Planning Commission. Reavis seconded the motion. Motion carried without opposition.

Matters From/For Council and Informational Memorandum:

The Mayor recognized outgoing Councilmembers Jason Lowery Ward 1 and Ron Reavis Ward 4 and presented them with service recognition plaques.

Shaw reminded the City Council of the special meeting/work session on Monday, January 8 at 6:00 p.m. to review the status of Pride & Progress projects and administer oaths of office for the new Councilmembers David Bates and Eric Birk.

Leffler made a motion to schedule a Public Building Commission meeting at 6:30 p.m. on Monday, January 15, 2018. Belt seconded the motion. Motion carried without opposition.

Reavis: Reavis inquired if the City has a policy regarding employees participation in part time business activities while on duty. Shaw stated there are conflict of interest policies. He stated that outside employment is not explicitly prohibited, but when it results in a direct conflict of interest, including the overlapping of time, it warrants a discussion with the City Manager and may be prohibited.

Leffler: Leffler inquired about the automatic trash trucks. He asked if there is a camera where they can see what is being dumped. Shaw said yes. Leffler said he saw a driver pick up recycling and there were bags in the recycle container. Shaw stated that by the time it is coming out of the container it is too late to do anything about it. He stated that we are allowed a certain amount of contamination. Leffler inquired about the progress coming with restrooms at Garvin Park. Sims stated it is coming along well. Leffler inquired about the reconditioning of the soil. Sims stated it was not required so we were able to save that money.

Magruder: Magruder asked that for the meeting when the new council members are sworn in that the Council consider dressing up.

Executive Session:

At 7:48 p.m. Lowery made a motion to go into executive session for a period of 10 minutes to discuss matters of potential litigation and legal liability pursuant to the consultation with an attorney for the public body or agency which would be deemed privileged in the attorney-client relationship exception, K.S.A. 75-4319(b)(2). Lowery asked that City Manager Josh Shaw, Assistant City Managers Cody Sims, and City Attorney Austin Parker join the Council in executive session. The governing body will reconvene in the Council Chambers at 7:58 p.m. Londagin seconded the motion. Motion carried without opposition.

At 7:58 p.m., Lowery made a motion to exit executive session where no action was taken. Londagin seconded the motion. Motion carried without opposition.

Adjourn: At 7:59 p.m., Londagin made a motion to adjourn. Belt seconded the motion. Motion carried without opposition.

City Clerk