

CITY COUNCIL
JUNE 5, 2023
7:00 P.M.

The Council of the City of Augusta, Kansas met in regular session on June 5, 2023, with Mayor Mike Rawlings presiding. Council present were Mike Martin, Bob Bailey, Mike Huddleston, Eric Birk, Tom Leffler, Kip Richardson, Jeff Brown and Ron Reavis. Also present: City Attorney Andrew Marino, City Manager Josh Shaw, and City Clerk/Director of Finance Erica Jones. Staff Present: Director of Public Safety Todd Ackerman, Director of Public Utilities Tim Johnson, Jim Sutton, Ray Seif, Susan Smith, and Shawna Cortez. Visitors: Chuck May, James Krstolich, Dalton Patterson, Eric Grooms, Lora Grooms, and Shawn Davis.

Pledge of Allegiance

Prayer: Mayor Mike Rawlings gave the invocation.

Minutes: Richardson made a motion to approve the minutes from the May 15, 2023 City Council meeting. Bailey seconded the motion. Motion carried without opposition.

Ordinance: Reavis made a motion to approve Ordinance #5A dated May 24, 2023. Brown seconded the motion. Motion carried without opposition.

Business:

Final Plat of the Shadow Ridge Addition: Leffler made a motion to approve the Final Plat of a new residential single-family development on a 10.94 acre tract of land located south of David Avenue and north of Mainsgate Drive, just north of the Belmont Place Third Addition residential subdivision. Richardson seconded the motion. Motion carried without opposition.

Fiber to the Home Broadband Internet Franchise Ordinance and Pole Attachment Agreement: Reavis made a motion to approve Ordinance No. 2222, a franchise agreement ordinance with IdeaTek for fiber to the home infrastructure. Brown seconded the motion. Roll Call: Huddleston Yes, Birk Yes, Reavis Yes, Richardson No, Bailey Yes, Leffler Yes, Brown Yes, Martin Yes. Motion carried.

Reavis made a motion to approve a pole attachment agreement with IdeaTek for use of City-owned utility poles. Brown seconded the motion. Motion carried with Richardson voting in opposition.

Ordinance No. 2223 Amending Zoning Regulations Article 5.7(b)(3), Accessory Uses and Structures: Huddleston made a motion to table this item to the next meeting to allow staff to address the questions brought up by the Council regarding the ordinance. Leffler seconded the motion. Motion carried without opposition.

Supplemental Engineering Services Agreement with Schwab Eaton for the Lift Station Project: Reavis made a motion to approve a supplemental Engineering Services Agreement with Schwab Eaton for the Lift Station Project for hourly construction administration services estimated to cost up to \$13,850. Huddleston seconded the motion. Motion carried without opposition.

Maintenance, Repair, Overhaul (MRO)/Suitcase Mechanic Temporary Permitting Application; Fee Schedule Resolution No. 2023-08: Leffler made a motion to accept the Airport Advisory

Board's recommendation to Adopt the Maintenance, Repair, Overhaul Temporary Permit Application. Brown seconded the motion. Motion carried with Reavis voting in opposition.

Leffler made a motion to approve Fee Schedule Resolution No. 2023-08 adopting new airport permit fees. Brown seconded the motion. Motion carried without opposition.

Declaration of Surplus Property: Leffler made a motion to approve declaring guns from the evidence locker at the DPS as surplus property and authorize disposal as allowed per statute or City policy. Richardson seconded the motion. Motion carried without opposition.

Matters From/For Council and Informational Memorandum:

City Manager: Richardson made a motion to schedule a Budget Work Session for June 12, 2023 at 6:00 p.m. at City Hall. Leffler seconded the motion. Motion carried without opposition.

Reavis made a motion to appoint Council members Martin, Leffler and Richardson to join Mayor Rawlings on the review committee for upcoming City Engineer selection process. Brown seconded the motion. Motion carried without opposition.

Huddleston: Huddleston stated he is curious as to where we are with the animal ordinance. Shaw stated he will check with staff on the status of the ordinance revisions.

Richardson: Richardson stated that when they took the dryer out at the splash pad they cut the wires out but left the conduit still exposed. Rawlings stated it was his job to finish that, and he will get up there to get it finished.

Martin: Martin asked Chief Ackerman if he is aware of the stuff going on along Custer Lane regarding suspicious activity. Chief stated he is aware of issues downtown but was not aware of any issues along Custer Lane. Martin stated there was someone in his driveway in the middle of the night. Chief encouraged everyone to call when they see the issue so they can check in to it when it is occurring. Martin asked if there are people camping in the hedgerow behind Sigma Tek. Chief stated that had not been reported to him but he would take a look at it.

Executive Session:

At 8:15 p.m. Richardson made a motion to go into executive session for 20 minutes to discuss issues related to potential legal liability related to the performance of a contract pursuant to the "consultation with an attorney for the public body or agency which would be deemed privileged in the attorney-client relationship" justification for executive sessions under the Kansas Open Meetings Act, K.S.A. 75-4319(b)(2), and to invite in City Manager Josh Shaw and City Attorney Andrew Marino. The open meeting will resume in the City Council chambers at 8:35 p.m. Leffler seconded the motion. Motion carried without opposition.

At 8:35 p.m. Richardson made a motion to exit executive session where no action was taken. Leffler seconded the motion. Motion carried without opposition.

Richardson: Richardson asked Shaw for an update on the playpark. Shaw stated there is a group of parents that are forming and want to discuss a partnership with the City. He stated they will be attending the Park Board meeting on Thursday to introduce their thoughts on that project. Richardson stated he was excited to hear that news.

Adjourn: At 8:37 p.m., Richardson made a motion to adjourn. Brown seconded the motion. Motion carried without opposition.

City Clerk