

CITY COUNCIL
NOVEMBER 7, 2022
7:00 P.M.

The Council of the City of Augusta, Kansas met in regular session on November 7, 2022, with Mayor Mike Rawlings presiding. Council present were Mike Martin, Mike Huddleston, Bob Bailey, Tom Leffler, Kip Richardson, Jeff Brown and Ron Reavis. Councilman Eric Birk was absent. Also present: City Attorney Andrew Marino, City Manager Josh Shaw, Assistant City Manager Cody Sims, and City Clerk/Director of Finance Erica Jones. Staff Present: Director of Public Safety Todd Ackerman, Director of Public Utilities Tim Johnson, Human Resources Manager Cesario Rodriguez, Assistant to the City Manager Shawna Cortez, Jim Sutton, Rob Cooper, Travis Combes, Anthony Craft and Susan Smith. Visitors: Jayme Chapin, Connie Thurman, Shane Scott, Tonya Scott, Tony Clark, Nick McClure, Kelly Modlin, Shawn Davis, Shanna Goldenstein, Lori Heppler, Tracey Eberhardt, Jennifer Lasiter, Kim Braungardt, and Brent Leedom.

Pledge of Allegiance

Prayer: Mayor Rawlings gave the invocation.

Minutes: Richardson made a motion to approve the minutes from the October 17, 2022 City Council meetings. Reavis seconded the motion. Motion carried without opposition.

Ordinance: Reavis made a motion to approve Ordinance #10A dated 10/26/2022. Bailey seconded the motion. Motion carried without opposition.

Visitors:

City Manager Josh Shaw introduced new Human Resources Manager Cesario Rodriguez and Assistant to the City Manager Shawna Cortez.

Jayme Chapin, representing Go! Augusta and other downtown businesses, addressed the governing body regarding vacant and dilapidated buildings downtown.

Shawn Davis, business owner downtown, addressed the governing body regarding the conditions of the Sarah Chance building and Calvert's building downtown

Tracey Eberhardt, 431 State Street, addressed the governing body regarding the condition of the Calvert's building next door to her shop.

Shane Scott, 144 E Summit, addressed the governing body regarding the condition of vacant buildings downtown, specifically the Sarah Chance building.

Sims reported that staff is waiting on the structural engineering and when that report comes back it will address some of the questions regarding the property. He stated that staff may have the information available to provide an update the first meeting in December.

Business:

Reschedule a Public Hearing Concerning the Condemnation of Structures Located at 231 E Summit Ave. Pursuant to the Provisions of K.S.A. 12-1750 Et Seq: Richardson made a motion to approve Resolution No. 2022-34 fixing the time and place for a public hearing to take place on Monday, December 19, 2022 at Augusta City Hall at 7:00 p.m. concerning the condemnation and repair or

demolition of single-family residential structures located at 231 East Summit Avenue. Huddleston seconded the motion. Motion carried without opposition.

Ordinance No. 2201 Authorizing a Conditional Use Permit at 10431 SW 103rd Court: Leffler made a motion to approve the recommendation of the Augusta Planning Commission and approve Ordinance No. 2201 approving a Conditional Use Permit for a detached structure at 10431 SW 103rd Ct. Brown seconded the motion. Roll Call: Huddleston Yes, Reavis Yes, Richardson Yes, Bailey Yes, Leffler Yes, Brown Yes, Martin Yes. Motion carried.

Ordinance No. 2202 Changing the Zoning Classification of Certain City-Owned Land Located Along West 6th Avenue: Leffler made a motion to approve the recommendation of the Augusta Planning Commission and approve Ordinance No. 2202 approving a Zoning District Reclassification from Agriculture to Industrial District for city-owned land along West 6th Avenue. Richardson seconded the motion. Roll Call: Huddleston Yes, Reavis Yes, Richardson Yes, Bailey Yes, Leffler Yes, Brown Yes, Martin Yes. Motion carried.

Final Plat and Master Drainage Plan for Clark Addition Located at 1712 N Custer Lane: Leffler made a motion to approve of the recommendation of the Augusta Planning Commission and approve the Final Plat and Master Drainage Plan for the Clark Addition, located at 1712 N Custer Lane. Bailey seconded the motion. Motion carried with Reavis, Richardson and Bailey voting in opposition.

Agreement with Brightly Software, Inc. for Software and Technical Support for Community Development and Public Utilities Permitting, Licensing, Inspection, Work Order and Asset Management Services: Reavis made a motion to approve the agreement with Brightly Software to provide software and technical support for Community Development and Public Utilities permitting, licensing, inspection, work order and asset management services contingent on the City Attorney's review and approval. Leffler seconded the motion. Motion carried without opposition.

Purchase of Altec Pole Trailer Using Sourcewell National Purchasing Contract: Leffler made a motion to approve the purchase of an Altec PT122-7KE pole trailer in the amount of \$18,988 utilizing Sourcewell National Purchasing contract number 062320-ALT. Brown seconded the motion. Motion carried without opposition.

Acceptance of Grant Award for Flock Camera System and Acceptance of Single Source Bid from Flock Safety: Leffler made a motion to accept the Federal Edward Byrne Memorial Justice Assistance Grant (JAG Grant) for the Department of Public Safety. Richardson seconded the motion. Motion carried without opposition.

Leffler made a motion to approve acceptance of the single source bid from FLOCK Safety for the camera system to be placed in service in January 2023. Richardson seconded the motion. Motion carried without opposition.

Resolution No. 2022-35 Adopting Observed Holidays for the City of Augusta, Kansas and Their Inclusion in the Personnel Manual: Reavis made a motion to approve Resolution No. 2022-35 adopting Observed Holidays for the City of Augusta adding Martin Luther King Jr. Day and a floating holiday to be used at employees' discretion subject to any adopted policies on its use. Huddleston seconded the motion. Motion carried without opposition.

Designation of Surplus Property and Authorization of Sale of Haystack Body Dryer: Leffler made a motion to approve the designation of the Haystack Body Dryer at the Shryock Park Splash Pad as surplus

property and authorizing the sale of the dryer back to the company for \$5,000. Brown seconded the motion. Motion carried without opposition.

Matters From/For Council and Informational Memorandum:

Work Session: Reminder of the work session on November 8, 2022 at 6 p.m. to continue discussions regarding electric utility rate study.

Special Alcohol Grants Ad Hoc Committee: Reavis, Richardson and Bailey volunteered to serve on the ad hoc committee to review 2023 Special Alcohol Grant applications and make recommendations to the City Council.

Utility Abatement Ad Hoc Committee: Leffler, Huddleston, and Reavis volunteered to serve on the ad hoc committee to review 2023 Utility Abatement applications and make recommendations to the City Council.

Shaw: Shaw asked the Council about their interest in a policy regarding waiving opening and closing fees for retirees of the City. Shaw stated that a retired employee recently passed and the question regarding the prior practice was brought up again. Reavis made a motion to waive opening and closing fees for former City Clerk Elsie George. Huddleston seconded the motion. Motion carried without opposition. Council consensus was to formalize this policy. Shaw stated that staff will bring back a formal recommendation for action to formalize the waiver of opening and closing fees for retired city employees.

Shaw: Shaw stated that given the risk of opening up Belmont street and not being able to close it due to weather staff instructed the contractor to not make the Belmont repairs. He stated that in the future that change will be presented as a change order to reconcile final quantities. Shaw stated that he wanted to make sure the Council was okay with removing that from scope from the project. Leffler made a motion to abandon the construction of Belmont due to the time of the year and risk. Brown seconded the motion. Motion carried without opposition.

Reavis: Reavis requested additional information from staff on MIH Grant for additional funding and an update on the City Lake Dam project. He also asked staff to send to the Council the information they sent to business owners regarding the homelessness. He also requested an update on the Shaw stated he sent a copy of the updated MIH Grant application to the Council. He stated there was additional money allocated to the program making the grants larger, so there was a request to have the grant request increased to a higher amount. Sims stated he spoke to City Engineer Chuck May last week and he indicated the topographic survey work is complete on the dam and now they are working on the design portion. Then it will be submitted to DWR and their comments will be incorporated into the design and permits will be issued. Sims stated the earliest time for construction will likely be summer of 2023.

Richardson: Richardson thanked the City mechanic for coming in over the weekend to take care of a fire truck when something poked the tire. Richardson inquired about the progress of the Animal Control contract. Shaw stated that the Chief has been researching options related to the Animal Control contract. Ackerman stated he has a couple options he is looking at regarding the Animal Control contract, including the possibility of another clinic coming in to town and the other option is traveling to another community about 10 miles away. He stated he is still looking into those options. Ackerman stated Animal Control ordinance has been reviewed and is ready for your

consideration, hopefully before the end of the year. He reminded the Council that they need to be thinking about what they want to do with regard to Pit Bulls and the breed specific ban.

Bailey: Bailey asked if there has been any progress on Play Park funding. Shaw stated not at this time. He stated that we did not receive the grant we applied for and the ARPA money we planned on using was reallocated to be used to help with Electric rates. Shaw stated that we would need a match for a grant and we do not have currently have any matching funds identified.

Leffler: Leffler thanked Anthony Craft and his crew for their work on the West Street ditch. Leffler stated he is curious about the inquiry of Airbnb cabins out at Santa Fe Lake. Shaw stated it is just a preliminary discussion at this time and we would need to look in to the LWCF grant requirements and whether they would allow private development. Shaw stated that the property was deeded to the City by the railroad and the original deed stated park purposes and water supply so we would need to make sure it would not violate any deed restrictions. Leffler asked Sims if the two properties authorized for demolition have been removed and if the dirt work to level it has been complete. Sims stated there is still work to be done and we will be reaching out to the contractor. Leffler asked if Kansas Paving has been doing any asphalt core sampling. Sims stated he has requested asphalt gradation reports several times and have not received anything to date so he has not approved Pay Application #3 submitted by Kansas Paving. Sims stated he will follow up again with Schwab Eaton to see if they have received the core sampling information from the contractor. Leffler asked if the reduced tenant rates recommended by the Airport Advisory Board on the next agenda. Sims stated he has been working with the Airport Manager and an email has gone out to the tenant base.

Adjourn: At 9:44 p.m., Richardson made a motion to adjourn. Leffler seconded the motion. Motion carried without opposition.

City Clerk