

CITY COUNCIL
FEBRUARY 6, 2023
7:00 P.M.

The Council of the City of Augusta, Kansas met in regular session on February 6, 2023, with Mayor Mike Rawlings presiding. Council present were Mike Martin, Eric Birk, Bob Bailey, Tom Leffler, and Kip Richardson. Council members Mike Huddleston, Ron Reavis, and Jeff Brown were absent. 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, Rob Cooper, Chris McNutt, Anthony Craft, Shawna Cortez, and Susan Smith. Visitors: Pastor Mac Martin, Jayme Chapin, Chuck May, Greg Fief, Tyson Jones, Kenny Underkofler, Connie Thurman, Shawn Davis, Josh Burns, Jane Lewis, and Jake Marr.

Pledge of Allegiance

Prayer: Pastor Mac Martin, First Baptist Church, gave the invocation.

Minutes: Richardson made a motion to approve the minutes from the January 17, 2023 City Council meeting and the January 30, 2023 City Council work session. Martin seconded the motion. Motion carried without opposition.

Ordinance: Leffler made a motion to approve Ordinance #1 dated 1/4/2023, Ordinance #1A dated 1/18/2023, and Ordinance #2 dated 2/1/2023. Richardson seconded the motion. Motion carried without opposition.

Visitors:

Tyson Jones and Kenny Underkofler from the Kansas Farm Path Disc Golf Tour were present to request the City Council's approval to host a PDGA sanctioned disc golf tournament in Garvin Park on March 5, 2023. Leffler made a motion a PDGA sanctioned disc golf tournament in Garvin Park on March 5, 2023. Martin seconded the motion. Motion carried without opposition.

Business:

Nuisance Abatement Resolution No. 2023-03 for 1200 N School St: Leffler made a motion to approve Resolution No. 2023-03 determining that a nuisance exists at 1200 North School Street and ordering the removal and abatement of nuisances within ten (10) days as specified in K.S.A. 12-1617e. Martin seconded the motion. Motion carried without opposition.

Partnership Agreement with Augusta Township for Township Road Repairs and Chip Seal Project on Dike Road: Leffler made a motion to partner with Augusta Township in Butler County to complete a chip seal project on a three mile stretch of Dike Road between Highway 54/400 and 70th Street and recommending a 60/40 split with the City of Augusta picking up 60% of the cost up to a maximum amount of \$100,000 and to include additional compensation for township road repairs in the amount of \$26,357.63. Bailey seconded the motion. Motion carried with Richardson voting in opposition.

Appointment to Park Advisory Board: Birk made a motion to appoint Jake Marr to the Park Advisory Board to serve until April 2024. Richardson seconded the motion. Motion carried without opposition.

Consider Acceptance of Revised Engineer's Estimate and Approval of Bid Award for CCLIP Project: Leffler made a motion to accept the City Engineer's revised engineering estimate if \$445,590.70 for the CCLIP project. Birk seconded the motion. Motion carried without opposition.

Leffler made a motion to approve the award to the lowest responsible bidder, APAC, in the amount of \$442,286.88. Martin seconded the motion. Motion carried without opposition.

Ordinance No. 2208 Authorizing a Conditional Use Permit for a Detached Carport at 1225 Henry Street: Leffler made a motion to approve Ordinance No. 2208 approving a Conditional Use Permit for a detached carport at 1225 Henry Street. Richardson seconded the motion. Roll Call: Birk Yes, Richardson Yes, Bailey Yes, Leffler Yes, Martin Yes. Motion carried.

Ordinance No. 2209 – Z2022-27/Proposed Amendments to Adopted Zoning Regulations, Article 10.39(D)(1)(2), Regarding Storage Sheds or Structures, Maximum Lot Coverage, and Articles 6.3(E), R-R (Single-Family Rural Residential) District, Maximum Lot Coverage and Article 6.4(E), R-1 (Single-Family Residential) District, Maximum Lot Coverage: Leffler made a motion to accept the recommendation of the Augusta Planning Commission and adopt Ordinance No. 2209 approving amendments to Section 10.39(D)(1)(2), "Storage Shed or Structure", and Section 6.3(E), "R-R (Single-Family Rural Residential), Maximum Lot Coverage" and Section 6.4(E), "R-1 (Single-Family Residential), Maximum Lot Coverage", of the Zoning Regulations of the City of Augusta. Richardson seconded the motion.

Jake Marr, 3003 Fieldstone Ct, addressed the governing body and asked if there is an empty lot can someone build a detached structure at 40% of the lot coverage. Rob Cooper stated there is another section of the code that addresses vacant lot and requires that there be a primary structure before a detached structure can be added. Marr thanked the Council for clarification.

Roll Call: Birk Yes, Richardson Yes, Bailey Yes, Leffler Yes, Martin Yes. Motion carried.

Project Agreement with State of Kansas Department of Wildlife, Parks and Tourism for Construction of Skatepark in Bill Reed Park: Birk made a motion to approve a project agreement with the State of Kansas Department of Wildlife, Parks and Tourism LWCF Program for construction of the Augusta Community Skatepark, National Park Service Project No. 20-00816, in Bill Reed Park and authorizing the Mayor to sign the agreement. Bailey seconded the motion. Motion carried without opposition.

Mutual Use Agreement with Christ Lutheran Church Allowing Usage of Parking Lots by Municipal Swimming Pool Patrons and Employees: Richardson made a motion to approve a Mutual Use Agreement between Christ Lutheran Church and the City of Augusta concerning the usage of parking lots by municipal swimming pool patrons and employees and authorizing the Mayor to sign the agreement. Leffler seconded the motion. Motion carried without opposition.

Ordinance No. 2210 Amending Special Purpose Vehicle Registration Provisions: Leffler made a motion to approve Ordinance No. 2210 amending Chapter 14, Section 14-705 of the Code of the City of Augusta, modifying registration requirements for special purpose vehicles. Martin seconded the motion. Roll Call: Birk Yes, Richardson Yes, Bailey Yes, Leffler Yes, Martin Yes. Motion carried.

Matters From/For Council and Informational Memorandum:

City Manager: Leffler made a motion to schedule a Strategic Retreat February 13, at 6:00 p.m. and Saturday February 25th at 8:00 a.m. Richardson seconded the motion. Motion carried without opposition.

Richardson: Richardson inquired about the painting of the swimming pool this summer. Shaw stated it is budgeted but he will check with staff because in his mind it is an end of the season project because he is not sure if that can be ready for this season. Richardson stated when we have ice and snow the people up in the Carter and Loomis Land area have said that the snow plows go over the west area but not the northwest corner. Anthony Craft stated when staff is running the emergency routes and snow routes they end at Parklane and Highland Drive, because of the curve and the stoplog structure they end their route further down, but when clearing all residential areas they clear that area as well.

Leffler: Leffler stated that the streets over in Loomis Land are getting pretty bad and stated it is an area that needs to be thought about at a top priority. Leffler asked when the restrooms in the parks will be opened up again. Shaw stated he will speak to staff to see if they have a schedule established.

Martin: Martin stated the parking lot directly south of the City Hall is getting really bad especially after all the snow.

Adjourn: At 8:24 p.m., Leffler made a motion to adjourn. Richardson seconded the motion. Motion carried without opposition.

City Clerk