

CITY COUNCIL
AUGUST 15, 2016
7:00 P.M.

The Council of the City of Augusta, Kansas met in regular session on August 15, 2016, with Mayor Matt Childers presiding. Council present were Jason Lowery, Cale Magruder, Jamie Crum, Paul Belt, Tom Leffler, Mike Rawlings, Justin Londagin and Ron Reavis. Also present: City Manager Josh Shaw, City Attorney Austin Parker, Assistant City Manager Cody Sims, Public Works Director Jaime Goering, HR Manager Makala Navarro and City Clerk Erica Jones. Visitors present were: Belinda Larsen, John Black, Yolanda Black, Rose Mary Saunders, Lisa Daniels, Kelly Modlin, Connie Thurman, Andy Hall, Jerry Gentzler, Ron Nibbelink, Katrina Wolf, Calvin Wolf, and Avin George.

Pledge of Allegiance

Prayer: Pastor Cale Magruder, First Southern Baptist Church, gave the invocation.

Minutes: Crum made a motion to approve the minutes from the August 1, 2016 Council meeting. Magruder seconded the motion. Motion carried without opposition.

Ordinance 8: Magruder made a motion to approve Ordinance 8 in the amount of \$2,334,763.44. Lowery seconded the motion. Motion carried without opposition.

Visitors:

Andy Hall, representing Augusta High School Booster Club, was present to request approval for a bonfire at the front of the peninsula at Augusta City Lake on August 31, 2016 for a Pep Rally. Belt made a motion to approve a bonfire at the front of the peninsula at Augusta City Lake on August 31, 2016 for a pep rally. Lowery seconded the motion. Motion carried without opposition.

Business:

Conduct a Public Hearing to Take Public Input and Comment on the Proposed 2017 Budget: The Council conducted a public hearing to take input and comment on the proposed 2017 Budget. The public hearing was closed after receiving no comments from the public.

Reavis made a motion to approve Ordinance 2104 establishing the maximum property tax dollar amount for the Library Fund and the Library Employee Benefit Fund for the Augusta Public Library. Belt seconded the motion. Roll Call: Reavis Yes, Leffler Yes, Belt Yes, Magruder Yes, Lowery Yes, Crum Yes, Rawlings Yes, Londagin Yes. Motion carried.

Lowery made a motion to approve the proposed 2017 Budget. Belt seconded the motion. Motion carried with Londagin voting in opposition.

Conduct a Public Meeting/Hearing to Consider the Construction of Sanitary Sewer Improvements for the City of Augusta, Kansas: The Council conducted a public hearing to consider the construction of sanitary sewer improvements for the City of Augusta, Kansas. The public hearing was closed after receiving no comments from the public.

Magruder made a motion to approve Resolution 2016-32 certifying legal authority to apply for a Community Development Block Grant (CDBG) and authorize the Mayor to execute all required documents, including the Anti-Displacement Plan, Statement of Assurances and Certifications, Disclosure Report, and Determination of Level of Review. Lowery seconded the motion. Motion carried without opposition.

Leffler made a motion to approve Resolution 2016-33 assuring the Kansas Department of Commerce (KDOC) that operating funds for sewers will be provided continually. Belt seconded the motion. Motion carried without opposition.

Lowery made a motion to approve the Residential Anti-displacement and Relocation Assistance Plan. Leffler seconded the motion. Motion carried without opposition.

Utility Abatement Request for Twisted Oz Motorcycle Museum: Reavis made a motion to approve a request from Twisted Oz Motorcycle Museum for a utility abatement in the amount of \$4,000 for the 2016 Budget Year. Rawlings seconded the motion. Motion carried without opposition.

Consider Approval of Resolution 2016-34 Ordering the Removal and Abatement of Nuisances Identified by the Code Enforcement Officer of the City of Augusta on Property located at 1410 Kelly Court: Staff provided an update that the property has been cleaned up to code enforcement's satisfaction and therefore recommended not moving forward with this resolution.

2016 Uniform Public Offense Code and Standard Traffic Ordinance: Reavis made a motion to approve Ordinance 2102 regulating public offenses within the corporate limits of the City of Augusta, Kansas; incorporating by reference the "Uniform Public Offense Code for Kansas Cities" Edition 2016, subject to changes and additions; and repealing all conflicting ordinances. Lowery seconded the motion. Roll Call: Reavis Yes, Leffler Yes, Belt Yes, Magruder Yes, Lowery Yes, Crum Yes, Rawlings Yes, Londagin Yes. Motion carried.

Leffler made a motion to approve Ordinance 2103 regulating traffic within the corporate limits of the City of Augusta, Kansas; incorporating by reference the "Standard Traffic Ordinance for Kansas Cities" Edition 2016, subject to changes and additions; and repealing all conflicting ordinances. Belt seconded the motion. Roll Call: Reavis Yes, Leffler Yes, Belt Yes, Magruder Yes, Lowery Yes, Crum Yes, Rawlings Yes, Londagin Yes. Motion carried.

Ordinance 2105 Amending Chapter XI Public Offenses, Article 4, Controlled Substances within the Corporate Limits of the City of Augusta, Kansas: Belt made a motion to approve Ordinance 2104 amending Chapter XI Public Offenses, Article 4, Controlled Substances within the corporate limits of the City of Augusta, Kansas and repealing all conflicting ordinances. Leffler seconded the motion. Roll Call: Reavis Yes, Leffler Yes, Belt Yes, Magruder Yes, Lowery Yes, Crum Yes, Rawlings Yes, Londagin Yes. Motion carried.

Accept Utility and Sidewalk Easement in Support of the Sunflower Foundation Shryock Park Pedestrian Trail Project: Londagin made a motion to accept the utility and sidewalk easement from the Robert R. Whittaker Revocable Trust on Lot 1, Block B of the Cottonwood Professional Park 2nd Addition to the City of Augusta, Butler County, Kansas. Lowery seconded the motion. Motion carried without opposition.

Mayoral Appointments to the Main Street Design Committee: Rawlings made a motion to approve the Mayor's appointment of Brett Kappelmann, Kathy McClure, and reappointment of Bill Morris, Aaron Wells, and Mark McCollom to the Main Street Design Committee. Lowery seconded the motion. Motion carried without opposition.

Matters From/For Council and Informational Memorandum:

Septic Hauling at the Wastewater Treatment Plant: Shaw stated the increased fee for septic hauling at the Wastewater Treatment Plant has impacted some of our local businesses. He stated that there are good reasons for us to want to restrict this process because of how it impacts the City, but that staff recognizes the impact to local businesses. Shaw stated that staff is looking at options to provide

oversight, including permitting applications or banning it entirely. He also stated that the Airport, Santa Fe Lake, and other park facilities use septic services and this would add significant cost back to the City. He stated staff is considering a bid process for providing service to city facilities to keep our cost low. Shaw stated he wanted to let the governing body know that staff is considering this issue and trying to find a balance while providing oversight and protecting the City.

Discussion of street lights for South Ohio Street Project: Londagin stated he would like to see more decorative lights with a small town feel that would allow for flags to be hung on them. Rawlings stated for the downtown project it would have added \$120,000 to \$200,000 and that the South Ohio Project is a much larger scale. Shaw stated that because it is in a residential area there would be concern about the lights shining into homes where the led lights shine directly down onto the street. The consensus of the governing body was to move forward with the lights as planned but to see if flags could be hung on them.

Makala Navarro provided an update on the proposal for the City Manager's 360 evaluation.

Reminder that the first Council meeting in September will be Tuesday, September 6th at 7:00 p.m. because of the Labor Day Holiday on Monday.

Reavis: Reavis thanked city staff and the citizens that came out to support the WFO Car Show a couple weeks ago. He stated there were 238 cars registered from 32 different cities. Of the 238 there were 97 cars from Butler County and 141 from outside of Butler County. Reavis stated the car that traveled the furthest was from Sterling, Colorado. He stated that it speaks volumes for Augusta that even on a rainy day people are willing to come out to Augusta because they like to come here. Reavis stated that the concert was well attended too and maybe could be expanded upon.

Crum: Crum stated that Santa Fe Lake looks fantastic and that caretaker Rod Davis has done a fabulous job.

Londagin: Londagin inquired about the status of the ordinance on parking in yards. Sims stated that is next on his list of items to tackle.

Executive Session:

At 8:34 p.m. Lowery made a motion to go into executive session for 20 minutes under the attorney-client relationship exception to the Kansas Open Meetings Act to discuss matters deemed privileged in the attorney-client relationship and for preliminary discussion relating to acquisition of real property for the City park system. Lowery asked that City Manager Josh Shaw, Assistant City Manager Cody Sims, and City Attorney Austin Parker join the Council in the executive session. The governing body will reconvene in the Council Chambers at 8:54 p.m. Magruder seconded the motion. Motion carried without opposition.

At 8:54 p.m. Lowery made a motion to exit executive session with no action being taken. Leffler seconded the motion. Motion carried without opposition.

Adjourn: At 8:55 p.m. Londagin made a motion to adjourn. Lowery seconded the motion. Motion carried without opposition.

City Clerk