

CITY COUNCIL
DECEMBER 2 2019
7:00 P.M.

The Council of the City of Augusta, Kansas met in regular session on December 2, 2019, with Mayor Mike Rawlings presiding. Council present were Eric Birk, Cale Magruder, Jamie Crum, Bob Bailey, Tom Leffler, Kip Richardson, Felicia Martindale and Ron Reavis. Also present: Attorney Patricia Parker, City Manager Josh Shaw, Assistant City Manager Cody Sims and City Clerk Erica Jones. Staff Present: Susan Smith, Susie Geiger and Jim Sutton. Visitors present were: Eric Meyer, Mike Stump, Shirley Stueven, Nick Hoefgen, Mark Sudduth, Eric Grooms, Randy Johnston, Mark McCollom, Dalton Patterson, Connie Thurman, Shane Scott, Brad Waller and Pastor Paul Andrews.

Pledge of Allegiance

Prayer: Pastor Paul Andrews, Life Church, gave the invocation.

Minutes: Richardson made a motion to approve the minutes from the November 18, 2019 Council meeting. Crum seconded the motion. Motion carried without opposition.

Ordinance: Crum made a motion to approve Ordinance 11A dated 11/27/2019. Richardson seconded the motion. Motion carried without opposition.

Business:

Presentation of 2018 Audited Financials: Richardson made a motion to receive and file the 2018 Audited Financials from the City Auditor. Crum seconded the motion. Motion carried without opposition.

Richardson made a motion to authorize an engagement letter with George, Bowerman and Noel in the not to exceed amount of \$18,975 for 2019 audit services. Crum seconded the motion. Motion carried without opposition.

2020 Neighborhood Revitalization Plan Public Hearing and Adoption: Council conducted a public hearing to take public comment on the proposed 2020 NRP. Mark Sudduth, 405 Country Hills Ct, addressed the governing body. He stated he is a citizen but also a realtor in town. Sudduth spoke in support of the increase in limits and the reinstatement process. Sudduth spoke to specific projects he has been involved in with regard to infill and their impact on the community. He stated that at the end of the abatement, the City makes a net gain and it adds value to neighboring properties. He stated it removes blight at no cost to the City, reduces crime, lowers policing cost, provides reasonable priced housing, encourages community investment, makes the best of existing lots in town and encourages a stable population of home owners. He stated it gives blighted property owners another option for their property. Sudduth stated in 2004 Augusta built and closed on 43 homes but in 2018 there was only one. He stated there were \$480,000 less homes sold in 2018 than in 2004. He stated that if new home subdivisions are not selling we need to keep this in there for them.

Eric Grooms, 2500 Lakepoint Ct, addressed the governing body. Grooms echoed much of Sudduth's sentiments. He stated that there have been millions of dollars reinvested into this community. Grooms stated the consensus from the API meeting was to move the eligibility date from 1990 to 2000 and asked the Council to consider making that change.

Mayor Rawlings closed the public hearing after no further comments were presented.

Reavis made a motion to approve Ordinance 2157 adopting a Neighborhood Revitalization Plan and designating a neighborhood revitalization area for the City of Augusta, Kansas. Crum seconded the motion. Roll Call: Birk Yes, Magruder No, Bailey Yes, Crum Yes, Richardson Yes, Leffler No, Reavis Yes, Martindale Yes. Motion carried with Magruder and Leffler voting in opposition.

Reavis made a motion to approve Resolution 2019-23 authorizing and directing the Mayor to execute a new Interlocal Agreement with the Board of Butler County Commissioners, Unified School District #402 and Butler Community College. Crum seconded the motion. Motion carried with Magruder and Leffler voting in opposition.

Land Acquisition Scope of Services Agreement with Alfred Benesch & Company: Leffler made a motion to approve an agreement with Alfred Benesch & Company for Land Acquisition Services for a Not-To-Exceed amount of \$47,930 for property located at the southeast corner of SW Indianola Road and SW 110th Street in support of the reconstruction project of the runway at the Augusta Municipal Airport and to make modifications in the contract to eliminate limited liability. Richardson seconded the motion. Motion carried without opposition.

Street Sales Tax Advisory Committee 2020 Maintenance Project Recommendations; Professional Services Agreement with Schwab Eaton for Design Engineering Services for 2020 Street Sales Tax Projects: Leffler made a motion to approve the 2020 street maintenance projects recommended by the street sales tax advisory committee as presented. Richardson seconded the motion. Motion carried without opposition.

Leffler made a motion to approve the professional services agreement with Schwab Eaton in the amount of \$178,300 for design engineering and bidding services for the 2020 street sales tax package. Richardson seconded the motion. Motion carried without opposition.

Purchase of New Altec Bucket Truck Under the Sourcewell National Purchasing Contract: Crum made a motion to approve a purchase contract for an AT48M Altec Bucket Truck in the amount of \$176,106 under the Sourcewell national purchasing contract. Magruder seconded the motion. Motion carried without opposition.

At 8:41 p.m., Richardson made a motion to take a 10-minute break. Leffler seconded the motion. Motion carried with Crum voting in opposition.

At 8:51 p.m. Richardson made a motion to reconvene. Leffler seconded the motion. Motion carried without opposition.

Natural Gas Line for Power Plant: Magruder made a motion to authorize staff to move forward with recommended Option 3C, including: authorizing MV Logistics to file for the transfer of the railroad easement to the City of Augusta, applying for a KCC number, and authorizing staff to prepare all relevant paperwork for BNSF. Leffler seconded the motion. Motion carried with Richardson, Reavis and Martindale voting in opposition.

Ordinance No. 2158 Adopting the City's New Floodplain Management Ordinance: Reavis made a motion to approve the Planning Commission's recommendation to adopt Ordinance 2158 pertaining to floodplain management. Leffler seconded the motion. Roll Call: Birk Yes, Magruder Yes, Bailey Yes, Crum Yes, Richardson Yes, Leffler Yes, Reavis Yes, Martindale Yes. Motion carried without opposition.

2020 Utility Abatement Program Applications: Council reviewed and discussed the 2020 Utility Abatement Program applications. Reavis made a motion to authorize abatements for the 2020 calendar year as requested. Crum seconded the motion. Motion carried with Magruder and Leffler voting in opposition.

Kansas Power Pool (KPP) Voting Delegate Appointments: Richardson made a motion to appoint Electric Production Superintendent Jim Sutton as the City's Voting Delegate and City Manager Josh Shaw as the Alternate Voting Delegate at the Annual Membership Committee Meeting of the Kansas Power Pool. Crum seconded the motion. Motion carried without opposition.

Kansas Municipal Gas Agency (KMGA) Director Appointments: Richardson made a motion to appoint Electric Production Superintendent Jim Sutton to serve as director representing the City on the Kansas Municipal Gas Agency Board of Directors and appoint City Manager Josh Shaw as the City's alternate director. Leffler seconded the motion. Motion carried without opposition.

Matters From/For Council and Informational Memorandum:

Magruder – Magruder inquired about the messaging being given to the public about the closing of the recycling program. Shaw stated he has 13 calls into Waste Management with no return call. He stated that to his understanding we have until August to modify the program. He said he is waiting to see if they are going to change pricing on us so we can have a legal conversation with them. Rawlings stated that one way they can circumvent our contract date is that they can turn away our loads. Shaw stated that our contract says 25% contamination so we will start monitoring that closely and if that starts happening we can start taking those loads to the landfill. He stated we are waiting to see what their move is before we decide to move forward with a change.

Richardson – Richardson thanked everyone that helped and came out for the tree lighting ceremony.

Executive Session:

At 10:02 p.m., Richardson made a motion to recess into executive session for 30 minutes to discuss an individual employee's performance to conduct the City Manager's annual evaluation pursuant to the non-elected personnel matter exception, K.S.A. 75-4319(b)(1). Richardson asked that City Manager Josh Shaw join the Council in executive session. The open meeting of the governing body will reconvene in the Council Chambers at 10:32 p.m. Leffler seconded the motion. Motion carried without opposition.

At 10:32 p.m., Richardson made a motion to exit executive session where no action was taken. Leffler seconded the motion. Motion carried without opposition.

Adjourn: At 10:32 p.m., Richardson made a motion to adjourn. Leffler seconded the motion. Motion carried without opposition.

City Clerk