

CITY COUNCIL  
SEPTEMBER 16, 2019  
7:00 P.M.

The Council of the City of Augusta, Kansas met in regular session on September 16, 2019, with Mayor Mike Rawlings presiding. Council present were Cale Magruder, Eric Birk, Jamie Crum, Bob Bailey, Tom Leffler, Kip Richardson and Ron Reavis. Councilwoman Felicia Martindale was absent. Also present: City Attorney Austin Parker, City Manager Josh Shaw, Assistant City Manager Cody Sims and Deputy City Clerk Tammy Davis. Staff Present: Susan Smith, Susie Geiger and Justin Basgall. Visitors present were: Rose Mary Saunders, Matt Pascal, Lynn Lamberty and Lashonda Garnes.

Pledge of Allegiance

Prayer: Pastor Lynn Lamberty, First United Methodist Church, gave the invocation.

Minutes: Richardson made a motion to approve the minutes from the September 3, 2019 Council meeting. Crum seconded the motion. Reavis stated he would feel more comfortable if the minutes reflected that the approval of the park board recommendation for allowing the larger motors is based on a one-year trial period. Richardson made a motion to amend his motion to approve the minutes to include the language that the larger motors will be allowed for a one-year trial period. Leffler seconded the amended motion. Motion to amend the motion carried. Motion to approve the amended minutes carried without opposition.

Ordinance: Crum made a motion to approve Ordinance 9 dated 9/4/2019. Reavis seconded the motion. Motion carried without opposition.

Proclamation:

The Mayor read a Proclamation designating September 17 to 23, 2019 as Constitution Week asking that the citizens of Augusta reaffirm the ideals the Framers of the Constitution had in 1787.

Business:

Mayor requested a motion to move item #6 on the agenda to the first item. Magruder made the motion to move the CDBG Project Performance Public Hearing to the first item under Business. Reavis seconded the motion. Motion carried without opposition.

CDBG Project Performance Public Hearing: Reavis made a motion to open the public hearing. Crum seconded the motion. Motion carried without opposition. The public hearing was closed after no one addressed the governing body. Richardson made a motion to close the public hearing. Leffler seconded the motion. Motion carried without opposition.

Richardson made a motion to authorize the mayor to sign all related grant closeout documents pertaining to the CDBG funding used to fund a portion of the Basin A Sanitary Sewer Rehabilitation Project. Crum seconded the motion. Motion carried without opposition.

Presentation by Lashonda Garnes Providing an Update on Strategic Planning Process and Presenting Draft of Plan for Use in the Community Input Gathering Process: Magruder made a motion to approve the draft only for use in the community input gathering process. Crum seconded the motion. Motion carried without opposition.

Contract for Bidding and Construction Phase Services with Garver: Reavis made a motion to approve the contract for bidding and construction phase services with Garver, Inc. in the amount of \$9,900 for the reconstruction of the asphalt apron in front of the Community Hangar at Augusta Municipal Airport with additions from the City Attorney to authorize and approve with the removal of limited liability language or replace with mutually indemnification language satisfactory to city staff. Leffler seconded the motion. Motion carried without opposition.

Contract with Melton Industries to Repair the Roof of the Community Hangar: Reavis made a motion to approve the contract with Melton Industries in the amount of \$24,975 to repair the roof of the Community Hangar at the Augusta Municipal Airport. Richardson seconded the motion. Motion carried without opposition.

Nuisance Abatement Resolution for 1150 North Money Avenue: Leffler made a motion to approve Resolution No. 2019-17 determining that a nuisance exists and ordering the removal and abatement of nuisances within ten (10) days as specified by K.S.A. 12-1617e. Richardson seconded the motion. Magruder said that there is something systemic to this that we need to address and we need to look at this whole issue from a different perspective and he will keep voting no until we have those conversations. Other council members stated that we have discussed having a code enforcement work session. Motion carried with Magruder voting in opposition.

Nuisance Abatement Resolution for 804 West Clark: Crum made a motion to approve Resolution No. 2019-18 determining that a nuisance exists and ordering the removal and abatement of nuisances within ten (10) days as specified by K.S.A. 12-1617e. Leffler seconded the motion. Motion carried with Magruder voting in opposition.

Matters From/For Council and Informational Memorandum:

City Manager: Reminder of work session scheduled for Monday, September 30, 2019 at 6:00 p.m. at Augusta City Hall to discuss city economic development strategy, staffing, incentives, and Neighborhood Revitalization Program with representatives from API, Chamber of Commerce, and DAI.

Shaw asked council members to provide the name and contact information of their appointees to the Street Sales Tax Committee.

Reavis: Reavis referenced Chief Sage's report regarding court accounts and that there are old deferred fine balances. Reavis stated he assumes this is owed to the City and not being collected. Parker addressed deferred fine balances and stated that you cannot put someone in jail for not paying fines. Parker suggested talking to the Judge or Prosecute about the deferred fines. Reavis stated he wants there to be a conversation with the Judge to address this. Shaw stated he would get the Council more information on this. He stated the current court fines have tighter parameters on the repayment of fines.

Reavis stated that there is an upcoming election for Council members and that our Ordinance states that new members will take office in January and that he would like to change that to earlier. Parker stated that the Council can change that but he thinks we have to wait until a December meeting. Magruder stated he sees no reason to change the time frame of when they take office. Reavis stated that the outgoing members on the council might not do well for the following months. The Mayor asked the City Manager to bring more information on this to an upcoming meeting.

Magruder: Magruder stated that the water pressure is low on the 300 block of Edgewood Street and that there was work being done on that street. Magruder reminded staff to put out communication when work like that is being done.

Rawlings: Rawlings stated there have been a lot of questions about recycling from the community and that he would like to have a work session scheduled. Reavis made a motion to schedule a work session on Monday October 14 at 6 p.m. to discuss the future of Recycling in Augusta. Crum seconded the motion. Motion carried without opposition.

Birk: Birk made a motion to schedule a work session to discuss blight on Monday November 11 at 6 p.m. Magruder seconded the motion. Motion carried without opposition.

Reavis: Reavis stated that there is a unique situation happening in the Ward 4 election and asked Parker to explain what would happen if a sitting council member were to be elected to the same office she is currently holding. Parker stated that if Martindale was elected then Reavis could be reappointed to fulfill Martindale's unexpired term. The Mayor asked Parker to look into this further and discuss it with the County.

Adjourn: At 8:45 p.m., Reavis made a motion to adjourn. Richardson seconded the motion. Motion carried with Magruder voting in opposition.

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City Clerk