

CITY COUNCIL
APRIL 5, 2021
7:00 P.M.

The Council of the City of Augusta, Kansas met in regular session on April 5, 2021, with Mayor Mike Rawlings presiding. Council present were Eric Birk, Jamie Crum, Mike Huddleston, Tom Leffler, Kip Richardson and Bill Slade. Councilmember Ron Reavis was absent. Also present: City Attorney Andrew Marino, City Manager Josh Shaw, Assistant City Manager Cody Sims and City Clerk Erica Jones. Staff Present: Director of Public Safety Bob Sage, Rod Davis, Anita Riley, Susie Geiger and Susan Smith. Visitors present were: Matthew Lichlyter, Nicole Lichlyter, Greg Boucher, Jake Marr, Shane Scott and Tonya Scott.

Pledge of Allegiance

Prayer: Gene Kaufman, GracePointe Church, gave the invocation.

Minutes: Richardson made a motion to approve the minutes from the March 12, 2021 Special City Council Meeting and March 15, 2021 City Council meeting. Slade seconded the motion. Motion carried without opposition.

Ordinance: Crum made a motion to approve Ordinance 3A dated 3/17/2021. Leffler seconded the motion. Motion carried without opposition.

Business:

Election of New Councilmember to Fill the Unexpired Term for the Ward 1 Seat Previously Occupied by Cale Magruder: Leffler made a motion to nominate Jake Marr to fulfill the unexpired term for the Ward 1 Council seat vacated by Cale Magruder. Birk seconded the nomination. Crum made a motion to nominate Matt Lichlyter to fulfill the unexpired term for the Ward 1 Council seat vacated by Cale Magruder. Motion died from lack of a second. Motion for Jake Marr to fulfill the Ward 1 Council seat carried.

Letter of Agreement with Sunflower Foundation for Pedestrian Rail Trail Grant: Richardson made a motion to approve a Letter of Agreement with the Sunflower Foundation for a grant award of \$55,000 to be used on the Lulu-Frisco Pedestrian Trail project. Slade seconded the motion. Motion carried without opposition.

Update on Condemnation Process of a Single-Family Residential Structure and a Detached Residential Garage Located at 654 North Santa Fe Street: Leffler made a motion to close the condemnation action pertaining to Resolution No. 2021-05 and table any further condemnation action pertaining to Resolution No. 2021-06 until May 3, 2021. Richardson seconded the motion. Motion carried without opposition.

Scope of Services Agreement Change Order for WWTP SCADA System Project Closeout: Richardson made a motion to approve a lump sum change order from Total Control Solutions in the amount of \$32,810 for project closeout, programming, and commissioning for the plant. Leffler seconded the motion. Motion carried without opposition.

Charter Ordinance No. 18 Exempting the City from K.S.A. 12-1651 and Providing Substitute and Additional Provisions Related to Naming an Official City Newspaper: Leffler made a motion to approve Charter Ordinance No. 18 exempting the City of Augusta, Kansas from the provisions of

K.S.A. 12-1651, providing substitute and additional provisions which relate to the naming of an official city newspaper, and repealing any ordinance in conflict therewith. Huddleston seconded the motion. Roll Call: Huddleston Yes, Birk Yes, Richardson Yes, Crum Yes, Leffler Yes, Slade Yes, Rawlings Yes. Motion carried.

Zoning District Reclassification Ordinance No. 2173 for Zoning Case Z2021-01 Richardson Estates 1 (Formerly Known as Paradigm Services): Leffler made a motion to approve Ordinance No. 2173 accepting the Augusta Planning Commission's recommendation to authorize a zoning district reclassification from C-3 General Commercial to R-3 Multi-Family Residential for property located at 204 East 5th Avenue. Birk seconded the motion. Roll Call: Huddleston No, Birk Yes, Richardson Yes, Leffler Yes, Crum No, Slade Yes. Motion carried.

Mower Purchase for Santa Fe Lake: Richardson made a motion to approve the low bid submitted by Hoover Mower Sales in the amount of \$11,309 for the purchase of a SCAG Model STII-61V-37BV-EFI riding mower for Santa Fe Lake. Leffler seconded the motion. Motion carried without opposition.

KDOT Cost Share Application for North Ohio Street Reconstruction Project: Crum made a motion to authorize staff to submit a KDOT Cost Share application for the North Ohio Street Project. Huddleston seconded the motion. Motion carried without opposition.

Matters From/For Council and Informational Memorandum:

Huddleston: Huddleston inquired as to when City offices will be open again. Shaw stated the Utility office is open to the public, Community Development is across the street and open and City Hall is open to staff. He stated there are a lot of ways for people to reach us and coordinate with us to meet in person if that is what they choose. Leffler agreed with Huddleston and stated we have been shut down for 120 days. He stated it is a public building and should be open to the public starting tonight.

Huddleston stated that there is a one very sad looking sign over at the post office that says 5 minute parking over one stall. He asked if we are regulating it and if so, can we replace it. Rawlings stated it may not be the City's sign. Shaw stated staff will look in to it.

Crum: Crum stated there is a section of street on Euclid that was torn up by the gas company that needs to be filled in again. Crum inquired about who changes the mapping of the voting wards. Shaw stated it was done by population and calculated by staff and the Council signed off on it. Crum stated she would like to see it back the way it was or at least look at it again.

Leffler: Leffler stated he would like to see City Hall opened back up now. Council consensus was to reopen City Hall. Leffler asked Sims to provide an update on the damage to the park restrooms caused by the extreme temperatures in February. Sims stated there were two buildings affected, the restrooms in Garvin Park at the concession building and the restrooms at Shryock. He stated that the restrooms at the concession stand in Garvin Park were most affected. He stated the electric locks were not able to operate and that those are being replaced and that all other repairs are complete. Sims stated that staff looked in to what caused the failure and came to the understanding that the current heaters were not rated to go under 20 degrees. He said they are checking with companies to see if our heaters are capable of keeping our facilities warm. He stated there is very little to no insulation in the restrooms to keep the pipes warm, so staff will be looking in to that and whether or not to add insulation. Sims stated they are also considering shutting the water off after fall ball and locking the restrooms through the winter. He stated they want to look at other economical changes that can be made instead of jumping straight to replacing the heaters.

Executive Session:

At 8:15 p.m. Richardson made a motion to recess into executive session for 30 minutes to discuss issues related to pending litigation and potential legal liability related to the performance of a contract pursuant to the “consultation with an attorney for the public body or agency which would be deemed privileged in the attorney client relationship” justification for executive sessions under the Kansas Open Meeting Act, K.S.A. 75-4319(b)(2). Richardson asked that City Manager Josh Shaw, Assistant City Manager Cody Sims and City Attorney Andrew Marino to join the Council in executive session. The open meeting of the governing body will reconvene in the Council Chambers at 8 :45 p.m. Leffler seconded the motion. Motion carried without opposition.

At 8:45 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 8:46 p.m., Richardson made a motion to adjourn. Leffler seconded the motion. Motion carried without opposition.

City Clerk