

CITY COUNCIL  
NOVEMBER 20, 2023  
7:00 P.M.

The Council of the City of Augusta, Kansas met in regular session on November 20, 2023, with Mayor Mike Rawlings presiding. Council present were Mike Martin, Bob Bailey, Eric Birk, Mike Huddleston, Tom Leffler, Kip Richardson, Jeff Brown and Ron Reavis. Also present: City Attorney Andrew Marino, City Manager Josh Shaw, Assistant City Manager Kamme Sroufe, and City Clerk/Director of Finance Erica Jones. Staff Present: Department of Safety Major Ray Marbut, Shawna Cortez, and Susan Smith. Visitors: Jayme Chapin, Shane Scott, and Shawn Davis.

Pledge of Allegiance

Prayer: Mayor Rawlings gave the invocation.

Minutes: Richardson made a motion to approve the minutes of the November 6, 2023 City Council meeting. Huddleston seconded the motion. Motion carried without opposition.

Ordinance: Reavis made a motion to approve Ordinance #11 dated November 8, 2023. Richardson seconded the motion. Motion carried without opposition.

Business:

Ordinance Establishing Sewer Rates: Leffler made a motion to approve Ordinance No. 2229 establishing rates and charges for sewer services of the municipally owned and operated wastewater utility of the City of Augusta, Kansas; classifying the users of such sewer services; providing for the effective date of such rates and charges; and amending Chapter 15, Article 4, Section 442, of the Code of the City of Augusta, Kansas; and repealing Ordinance No. 2207 of the City of Augusta, Kansas. Huddleston seconded the motion. Roll Call: Huddleston Yes, Birk Yes, Reavis Yes, Richardson Yes, Bailey Yes, Leffler Yes, Brown Yes, Martin Yes. Motion carried.

Ordinance Establishing a Common Consumption Area in Downtown Augusta: Leffler made a motion to approve Ordinance No. 2230 establishing a common consumption area (CCA) in the downtown area to be known as the Red Brick Social District and authorizing the City of Augusta to submit a common consumption permit to the State of Kansas; to use the hold harmless agreement recommended in the presentation tonight; and in Section 3-802(e) amend the last sentence to read "Paper or plastic cups shall be single serve and not be refilled by the licensee identified on the cup, by any other licensed establishment participating in the CCA, or by any other person or party."; and Go! Augusta will be responsible for the cost of the signage for the common consumption area. Bailey seconded the motion. Roll Call: Huddleston No, Birk Yes, Reavis Yes, Richardson No, Bailey Yes, Leffler Yes, Brown Yes, Martin No. Motion carried.

Declaration of Surplus Property: Reavis made a motion to declare a list of equipment and vehicles as surplus property and authorize the sale of said property on Purple Wave Auction. Huddleston seconded the motion. Motion carried without opposition.

Sidewalk Prioritization Project Proposal from DeepWalk ADA Solutions: Huddleston made a motion to approve a proposal from DeepWalk ADA Solutions for a Sidewalk Prioritization Project, including use of ADA Sidewalk Prioritization Software, detailed ADA Barrier Reports, and GIS Mapping Layer of Inspection Results, at a cost not to exceed \$12,860. Bailey seconded the motion. Motion carried without opposition.

Matters From/For Council and Informational Memorandum:

Birk: Birk gave kudos to Rod at Santa Fe Lake for the mountain bike event held last Saturday. Everyone praised the trails out there and had a good time. He said there were 150 riders.

Reavis: Reavis gave kudos to Butler County Outfitters for taking on the pickets from the old Castle Park and organizing them and cleaning them. He stated that saved City staff or somebody a boatload of time and energy and that was really cool of them to step forward and do that. Shaw stated they are a great partner, and we really appreciate it.

Richardson: Richardson reminded everyone of the trash routes this week due to the holiday, Thursday will be picked up on Wednesday and Friday will be a normal route.

Rawlings: Rawlings stated he has been asked by a couple citizens to check into the possibility of putting lights at the skate park and basketball courts. Shaw asked the Council what their thought was on that. Reavis stated he would like to see some price estimates first. Rawlings stated he was told by the Parks Department that it had been discussed and that we did not want the skate park light up because we didn't want people up there in the residential area skating all hours of the night. He stated he had a suggestion of putting timers on it to shut off at 9 or 10 p.m. Shaw stated one of the issues we are having is folks pulling their vehicles right up to the concrete to light it up and driving all over the grass and landscaping we are trying to get established. He stated that lighting may combat that, but it is possible if you do lighting with a timer and the timer goes off people might still do that same thing. Shaw stated that with this time of year with daylight savings time it is dark early so he can understand why people would be frustrated with that. Huddleston asked about installing barricades to stop people from pulling up there. Shaw stated that would be the way to stop it because he doesn't think lighting will deter that. Shaw stated if we want to put lighting up there timers would not be a bad idea. Bailey stated he thought we decided against the lighting because of the residents up there. Shaw stated it was discussed at the Park Board level. He stated what you run in to with daylight savings time is that 8 p.m. in the summer is broad daylight, but now folks are winding down around 5:30 p.m. and still wanting to skate but it is dark already. Rawlings stated it was one of the residences up there that brought up a light with a timer. Shaw stated that staff would do some research and see if we can come up with a solution about both issues.

Leffler: Leffler reminded everyone on the abatement ad hoc committee about the meeting next Monday the 27<sup>th</sup> at 5:30 p.m. at City Hall.

Executive Session:

At 8:08 p.m. Richardson made a motion to go into executive session for 15 minutes to discuss issues related to land use and general liability of public officers 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 Meetings Act, K.S.A. 75-4319(b)(2), and to invite in City Manager Josh Shaw, Assistant City Manager Kamme Sroufe, and City Attorney Andrew Marino. The open meeting will resume in the City Council Chambers at 8:23 p.m. Leffler seconded the motion. Motion carried without opposition.

At 8:08 p.m. Huddleston left the meeting.

At 8:23 p.m. Richardson made a motion to exit executive session where no action was taken. Leffler seconded the motion. Motion carried without opposition.

At 8:23 p.m. Richardson made a motion to go into executive session for 45 minutes to discuss issues of 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), and ask City Manager Josh Shaw to join the Council in executive session. The open meeting will resume in the City Council Chambers at 9:10 p.m. Leffler seconded the motion. Motion carried without opposition.

At 9:09 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 9:10 p.m., Richardson made a motion to adjourn. Leffler seconded the motion. Motion carried without opposition.

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City Clerk