



City Council Meetings

2014

CITY COUNCIL
JANUARY 20, 2014
7:00 P.M.

The Council of the City of Augusta, Kansas met in regular session on January 20, 2014, with Mayor Kristey Williams presiding. Council present were Jason Lowery, Paul Belt, Jamie Crum, Sue Jones, Mike Rawlings, Ron Reavis, and Matt Malone. Council member Matt Childers was absent. Also present: Interim City Attorney Cami Baker, City Manager Gabriel Gonzalez, Assistant City Manager Josh Shaw, and City Clerk Erica Jones. Visitors present were: Kent Bush, John Black, Ken Bratton, Sarah Nield, and Gary Rogers.

Prayer: Jason Lowery gave the invocation.

Minutes: S. Jones made a motion to approve the minutes from the January 6, 2014 meeting. Malone seconded the motion. Motion carried without opposition.

Appropriations:

December (12B): Reavis made a motion to approve Ordinance 12B in the amount of \$397,429.26. Lowery seconded the motion. Motion carried without opposition.

December (12C): Malone made a motion to approve Ordinance 12C in the amount of \$720,298.16. Lowery seconded the motion. Motion carried without opposition.

December (12D): S. Jones made a motion to approve Ordinance 12D in the amount of \$41,193.37. Reavis seconded the motion. Motion carried without opposition.

Visitors:

Gary Rogers addressed the governing body and requested a change in protocol for the meetings. He asked that each meeting begin with a prayer followed by the Pledge of Allegiance. The consensus of the council was to add the Pledge of Allegiance to the agenda.

Sarah Nield, newly appointed Augusta Chamber of Commerce Executive Director, was present to formally introduce herself to the City Council.

Presentation:

Staff gave a presentation entitled "2013 Year in Review" summarizing City projects and initiatives from the 2013 calendar year.

New Business:

2013 Audit Services: Rawlings made a motion to award the audit services of the City's 2013 Year End Financials to George, Bowerman & Noel, P.A. and authorize the City Manager to execute the related documents. Lowery seconded the motion. Motion carried without opposition.

Inspection Dept Pickup Truck Bids: Reavis made a motion to approve the bid from Rusty Eck Ford in the amount of \$20,997 for the Inspection Department Pickup Truck. S. Jones seconded the motion. Motion carried without opposition.

Matters From/For Council:

Work Session: Reavis made a motion to schedule a study session on February 3, 2014 at 6:00 p.m. to review and discuss the City's Neighborhood Revitalization Program. Malone seconded the motion. Motion carried without opposition.

Communications:

Malone: Malone inquired about the status of the phone system upgrade. E. Jones stated the install will be completed this Friday when the Safety Department and Electric Department's phone systems are switched from AT&T to Cox. She stated the system is operational at all of the city's other facilities.

S. Jones: S. Jones stated she received complaints about the Eastside Eagle and that the City Attorney needs to continue to press the issue. She stated she counted 18 papers in the gutter along Kelly in one day last week. Williams stated she has seen an improvement in her neighborhood.

Adjourn: At 7:45 PM Reavis made a motion to adjourn. Malone seconded the motion. Motion carried without opposition.

City Clerk

CITY COUNCIL
JANUARY 6, 2014
7:00 P.M.

The Council of the City of Augusta, Kansas met in regular session on January 6, 2014, with Mayor Kristey Williams presiding. Council present were Jason Lowery, Matt Childers, Paul Belt, Jamie Crum, Sue Jones, Ron Reavis, and Matt Malone. Council member Mike Rawlings was absent. Also present: Interim City Attorney Cami Baker, City Manager Gabriel Gonzalez, Assistant City Manager Josh Shaw, Water/Wastewater Superintendent Russell Still, and City Clerk Erica Jones. Visitors present were: Kent Bush, John Black, Myrna Rogers, Gary Rogers, Kenneth Bratton, Ray Jones, Connor Spellman, and Larry Henry.

Prayer: Councilman Lowery gave the invocation.

Minutes: S. Jones made a motion to approve the minutes from the December 16, 2013 meeting. Lowery seconded the motion. Motion carried without opposition.

Appropriations:

December (12A): Reavis made a motion to approve Ordinance 12A in the amount of \$1,117,611.13. Lowery seconded the motion. Motion carried without opposition.

Old Business:

Guest Tax Charter Ordinance 16: Kenneth Bratton, 1226 State, addressed the Council and stated he agrees with staff's recommendation not to call a special election based on the input he received from those that signed the petition. Malone made a motion not to call for a special election for Charter Ordinance 16. Childers seconded the motion. Motion carried without opposition.

New Business:

2014 Street Sales Tax Program: Reavis made a motion to approve the street projects for the 2014 Street Sales Tax Program as recommended by the City's Street Sales Tax Advisory Committee. Malone seconded the motion. Motion carried without opposition.

Annual Emergency Water Supply Plan Update: Malone made a motion to approve the annual updates to the City's Emergency Water Supply Plan. Childers seconded the motion. Motion carried without opposition.

Frisco Depot Restoration Project: Reavis made a motion to approve Agreement No. 275-13, Special Attachment No. 1, and the Contractual Provisions Attachment with KDOT for the Frisco Depot, Project No. 8 TE-0370-01. Malone seconded the motion. Motion carried without opposition.

S. Jones made a motion to approve an amendment to the Architectural Services Agreement with William Morris Associates Architects for the Frisco Depot Restoration Project. Lowery seconded the motion. Motion carried without opposition.

Strategic Planning: Gonzalez gave a presentation outlining the long-term strategic plan process. Lowery made a motion to approve the outline for a process for development of the Long-Term Strategic Plan and authorizing the City Manager to execute the Letter of Understanding with the Austin Peters Group, Inc. for professional consultation services to facilitate the development of the Strategic Plan. S. Jones seconded the motion. Motion carried without opposition.

Other Comments:

Reavis: Reavis thanked the Street Department for a continued good job on the streets this winter. Reavis asked if there was a way to measure the nits on an LED sign. Shaw stated there is device that can measure the lumens but that the City does not own one. He stated that staff usually relies on the manufacturer and if we bring it to the attention of the business that the sign is too bright they have generally complied.

Reavis asked if a letter has been sent to the Wichita Eagle about the delivery of the Wichita Eagle East. Baker stated she has not sent a letter yet. Williams stated she made a call to them to make a personal complaint. Childers stated he sent a complaint and a photo of three papers that were delivered to a vacant lot and that he has received no response.

Williams: Williams welcomed Crum back after her maternity leave. She congratulated her on the birth of her baby.

Lowery: Lowery thanked the Street Department for their work on the streets this winter. Lowery stated he likes the Butler County Times newspaper.

Childers: Childers stated the 2013 council packets will be available in Dropbox until February 1st then he will be deleting them. He stated if someone needs them after that they could call him.

Belt: Belt asked where we were with the State taking over the city lake. Shaw stated the direction from the council after that meeting was for the Park Board to meet and discuss it, but that the Park Board has not met yet since that meeting. Williams stated they need to see a comparison of the pros and cons. Belt stated a concern that he had heard was whether we would still be able to enforce laws around the lake. Shaw stated that is a valid concern.

Belt stated he had a lot of people ask him about the Christmas tree and lights. Williams stated that was a long discussion for the council. She stated it would cost more to repair them than to just replace them. S. Jones stated she will be doing research this spring and summer to identify resources for downtown decorations.

Adjourn: At 8:34 PM Malone made a motion to adjourn. Childers seconded the motion. Motion carried without opposition.

City Clerk

CITY COUNCIL
FEBRUARY 18, 2014
7:00 P.M.

The Council of the City of Augusta, Kansas met in regular session on February 18, 2014, with Mayor Kristey Williams presiding. Council present were Jason Lowery, Paul Belt, Matt Childers, Jamie Crum, Sue Jones, Mike Rawlings, Ron Reavis, and Matt Malone. Also present: Interim City Attorney Cami Baker, City Manager Gabriel Gonzalez, Assistant City Manager Josh Shaw, Director of Public Safety Tyler Brewer, Water/Wastewater Superintendent Russell Still, and City Clerk Erica Jones. Visitors present were: Kent Bush, Chad McCluskey, Lance Hilton, Derek Highbarger, Mike Windholz, Marcus Windholz, Ray Marbut, Mat Meckel, Kim Galgon, Jeremy Johnston, Tim Weber, Gary Rogers, Myrna Rogers, Neil Wilcox, Ken Bratton, Kelly Modlin, and Sarah Nield.

Prayer: Pastor Steve Spencer, First United Methodist Church, gave the invocation.

Consent Calendar: S. Jones made a motion to approve the consent calendar. Rawlings seconded the motion. Motion carried with Reavis and Belt voting in opposition.

Presentation:

Marcus Windholz was presented with the Distinguished Service Award for displaying outstanding services by achieving success in a difficult police or fire project, program, or situation.

New Business:

Schedule Public Hearing for Neighborhood Revitalization Plan: Childers made a motion to approve Resolution 2014-01 scheduling a public hearing for March 3, 2014 at 7:00 p.m. to seek input on the proposed Neighborhood Revitalization Plan. Lowery seconded the motion. Motion carried without opposition.

Matters From/For Council:

Special Meeting: Malone made a motion to schedule a special meeting for Saturday March 1, 2014 at 8:30 a.m. at The Point Event Center for the purpose of conducting a strategic plan retreat. S. Jones seconded the motion. Motion carried without opposition.

Communications:

None

Executive Session: At 7:28 p.m. Rawlings made a motion to recess to executive session for 12 minutes under the personnel matters of non-elected personnel exception to the Kansas Open Meetings Act to discuss the City Manager's evaluation. Rawlings asked that City Manager Gabriel Gonzalez and Interim City Attorney Cami Baker join the Council in the executive session. The governing body will reconvene in the Council Chambers at 7:40 p.m. Malone seconded the motion. Motion carried without opposition.

At 7:42 p.m. Malone made a motion to exit executive session and reconvene in the council chambers with no action being taken. Lowery seconded the motion. Motion carried without opposition.

Final Comments:

Reavis: Reavis stated there is a large dip at 4th and School where the bricks meet the asphalt.

Rawlings: Rawlings warned citizens to be careful driving because the weather has damaged our streets.

Williams: Williams stated that staff has been working on the sound issues and believes most of the issues have been resolved. Shaw stated the feedback in the council chambers has been resolved and the issues at home have to do with the volume of our microphones and that should be adjusted tomorrow.

Lowery: Lowery referred to pot holes located on Dearborn, Kelly and Belmont.

Crum: Crum stated there are large pot holes in front of the Armory and Lincoln School.

Belt: Belt stated there has been considerable overgrowth in the city easements and that city staff is addressing some of that now, but that we need to look at a plan or summer program to clear the easements.

Adjourn: At 7:48 PM Malone made a motion to adjourn. Childers seconded the motion. Motion carried without opposition.

City Clerk

CITY COUNCIL
FEBRUARY 3, 2014
7:00 P.M.

The Council of the City of Augusta, Kansas met in regular session on February 3, 2014, with Mayor Kristey Williams presiding. Council present were Jason Lowery, Paul Belt, Matt Childers, Jamie Crum, Sue Jones, Mike Rawlings, Ron Reavis, and Matt Malone. Also present: Interim City Attorney Cami Baker, City Manager Gabriel Gonzalez, Assistant City Manager Josh Shaw, and City Clerk Erica Jones. Visitors present were: Kent Bush, Ken Bratton, Malissa Nesmith, Larry Henry, Gary Rogers, Myrna Rogers, and Susan Estes.

Prayer: Councilman Lowery gave the invocation.

Minutes: S. Jones made a motion to approve the minutes from the January 20, 2014 meeting. Lowery seconded the motion. Motion carried without opposition.

Appropriations:

January (1): S. Jones made a motion to approve Ordinance 1 in the amount of \$508,870.77. Malone seconded the motion. Motion carried without opposition.

January (1A): Reavis made a motion to approve Ordinance 1A in the amount of \$710,945.80. Lowery seconded the motion. Motion carried without opposition.

Presentation:

Staff gave a presentation entitled "2013 Year End Financials" summarizing the year end financials and a comparison, by fund, of the budgeted revenues/expenditures with actual revenues/expenditures.

Old Business:

Rainbows United 5K Glow Run/Walk: Rawlings made a motion to approve the request submitted by Rainbows United for their proposed 5K and 1 mile routes and schedule of events for Saturday, April 12th, 2014. Malone seconded the motion. Motion carried without opposition.

New Business:

Global Parts Property Tax Exemption: Malone made a motion to continue the tax exemption as originally authorized by the City and to authorize staff to send a letter to the County appraiser verifying Global Parts' compliance with the provisions of its tax incentive agreement. Rawlings seconded the motion. Motion carried without opposition.

Police Vehicle Bids: Reavis made a motion to approve the bids from Mel Hamblen Ford in the amount of \$21,590 for the unmarked police vehicle. Lowery seconded the motion. Motion carried without opposition.

Bleacher Purchase for Garvin Park: Rawlings made a motion to approve the purchase of eight low-rise aluminum bleachers from BSN Sports in the amount of \$8,311.92. S. Jones seconded the motion. Motion carried without opposition.

Engineering Agreement for 2014 Street Sales Tax Projects: Malone made a motion to approve an engineering services agreement with MKEC for design and construction engineering services related to the 2014 Street Sales Tax Projects. Lowery seconded the motion. Motion carried without opposition.

Park Board Appointment: S. Jones made a motion to appoint Paul Belt to the City's Park Board to fill the vacant seat of former City Councilmember Mike Wallace. Malone seconded the motion. Motion carried without opposition.

Memorandum of Understanding Between City of Augusta and Augusta Hotel, LLC.: Susan Estes, Field Director for Americans for Prosperity, 151 S Whittier, Wichita addressed the governing body. Estes stated they have 360 members in Augusta and that the members have concerns about the length of notice they received about the memorandum of understanding. She asked what this document obligates the City to and stated that it makes the hearings moot. Estes asked who is the official borrow and lender with regard to the IRB's. She stated some people would like the agreement to include that if you have make a change to the guest tax ordinance the developer will pay for the special election.

S. Jones made a motion to approve a memorandum of understanding between the City of Augusta and Augusta Hotel, LLC. amended to remove "and obligations" from the third "Whereas" statement, remove "and obligations" from Section I. Purpose and Scope, and change Section III (2) from "...and City Governing Body passage..." to "...and City Governing Body consideration to create...". Rawlings seconded the motion. Motion carried with Malone voting in opposition.

Communications:

Rawlings: Rawlings stated that Kelly Avenue is developing soft spots west of State Street that will turn into pot holes in the next couple of days.

S. Jones: S. Jones stated there have been comments in the paper about the quality of the audio during the council meetings.

Belt: Belt stated he is still receiving the East Side Eagle newspaper in the street. Williams encouraged citizens to contact the Eagle directly with their complaints. Baker stated the City can enforce the littering laws if the papers are in the street or right of way, but that citizens need to file a littering complaint.

Executive Session: At 8:35 p.m. Rawlings made a motion to recess to executive session for 20 minutes under the personnel matters of non-elected personnel exemption to the Kansas Open Meetings Act to discuss the City Manager's evaluation. Rawlings asked that City Manager Gabriel Gonzalez join the Council in the executive session. The governing body will reconvene in the Council Chambers at 8:55 p.m. Childers seconded the motion. Motion carried without opposition.

At 8:55 p.m. Malone made a motion to exit executive session with no action being taken. Rawlings seconded the motion. Motion carried without opposition.

Adjourn: At 8:56 PM Malone made a motion to adjourn. Lowery seconded the motion. Motion carried without opposition.

City Clerk

CITY COUNCIL
MARCH 17, 2014
7:00 P.M.

The Council of the City of Augusta, Kansas met in regular session on March 17, 2014, with Mayor Kristey Williams presiding. Council present were Paul Belt, Matt Childers, Jamie Crum, Sue Jones, Mike Rawlings, Ron Reavis, and Matt Malone. Councilman Jason Lowery was absent. Also present: Interim City Attorney Cami Baker, Assistant City Manager Josh Shaw, Cemetery Sexton Louis Perez, Parks Foreman Brian Alfaro, and City Clerk Erica Jones. Visitors present were: Kent Bush, John Black, Ken Bratton, Sarah Hoefgen, Bill Morris, Tony Madrigal, Jeff Engel, Dana Perez, Michael McDermott, Marla Flentje, Brad Waller, and Larry Henry.

Pledge of Allegiance

Prayer: Councilman Rawlings gave the invocation.

Business:

2014 Property/Liability Insurance Renewals: Reavis made a motion to accept the bid proposal from Madrigal & Welch for the renewal of the City's 2014 Insurance Policy in the amount of \$332,654. Rawlings seconded the motion. Motion carried without opposition.

Presentation:

Louis Perez Retirement: Cemetery Sexton Louis Perez was presented with a plaque for his retirement recognizing his 13 years of service to the City of Augusta.

Visitors:

Tom Moore 2319 Starr Street: Moore stated that he received a notice in the mail last week about the \$10 monthly increase to our utility bills. He stated it was ironic that the same day there was a news item on KSN TV about Westar raising their rates by \$2 to \$3 per month. Moore stated he spoke to Jim Sutton at the power plant and he tried to explain how the rates are calculated, but that it is very complicated. He stated that all council members should know how the EFA is calculated. Moore stated this is something we should all be deeply concerned about, and that he has been on a fixed income for the last ten years. If there is anything we can do to improve the cost we should do that.

Moore stated that he thinks city government is too involved in private business by giving tax breaks, etc. He stated that is socialism and we are seeing it all levels of government these days. Moore stated the council needs to be aware of what they are doing and what their basic function as a government is.

Presentation:

Municipal Airport Projects: Brad Waller with Alfred Benesch & Company provided a presentation on the status of Municipal Airport projects.

Minutes: Malone made a motion to approve the minutes from the March 3, 2014 council meeting. Childers seconded the motion. Motion carried without opposition.

Ordinance 3: Malone made a motion to approve Ordinance 3 in the amount of \$373,923.10. Rawlings seconded the motion. Motion carried without opposition.

Business:

City Strategic Plan Draft: Council reviewed and discussed the City Strategic Plan Draft. Council directed staff to put draft on city website for public comment.

At 8:25 p.m. Rawlings made a motion to recess for 10 minutes. Malone seconded the motion. Motion carried without opposition.

At 8:35 p.m. Rawlings made a motion to reconvene the meeting. Malone seconded the motion. Motion carried without opposition.

Schedule Public Hearing for Neighborhood Revitalization Plan: Malone made a motion to approve Resolution 2014-04 scheduling a public hearing for 7:00 p.m. on April 7, 2014 to seek public input on the City's proposed Neighborhood Revitalization Plan. Rawlings seconded the motion. Motion carried without opposition.

City Code and Fees Related to Collection and Disposal of Garbage: Childers made a motion to table this item and directed staff to review the wording in Section 508(b) and 508 (c) of proposed Ordinance 2056. Malone seconded the motion. Motion carried without opposition.

Rawlings made a motion to approve Fee Schedule Resolution 2014-03 adding a replacement polycart fee for theft or damage from improper use. S. Jones seconded the motion. Motion carried without opposition.

Engineering for Santa Fe Lake Raw Water Line Project: Rawlings made a motion to approve a supplemental agreement with City Engineer MKEC in the amount of \$10,000 for additional design costs related to Santa Fe Lake raw water line project resulting from KDOT permitting and FEMA compliance. S. Jones seconded the motion. Motion carried without opposition.

Rawlings made a motion to approve a design engineering services agreement with City Engineer MKEC in the amount of \$4,250 for design costs associated with add alternate project to install a second pipeline adjacent to the Santa Fe Lake Raw water line at the Whitewater River crossing. Malone seconded the motion. Motion carried without opposition.

Frisco Depot Project Architectural Plans/Drawings: Council reviewed and discussed architectural and engineering specifications and drawings created by WMA Architects for the Frisco Depot Restoration Project and provided direction to staff on any requested design modifications.

Malone made a motion to table this item and schedule a special meeting for 6:15 p.m. April 7th, 2013 at the Depot. Reavis seconded the motion. Motion carried without opposition.

Matters From/For Council:

Adopt-A-Pot Program Prize Funding: Malone made a motion to increase prize funding for "Adopt-A-Pot" contest winners for a total prize amount of \$600. Childers seconded the motion. Motion carried with Reavis voting in opposition.

Informational Memorandum and Final Comments:

Reavis: Reavis stated he has questions about the fuel adjustment and why we are being charged transmission costs when we have our own transmission and that he probably needed to sit down with Shaw to get a better explanation. Williams stated we cross Westar's transmission lines when we purchase from KPP.

Shaw stated when we are asked to generate we are generating for the pool. Reavis asked if we cannot generate just for the city. Rawlings stated the fuel costs outweigh what we can generally buy for. Williams stated the city is contracted with the Kansas Power Pool and we have to use Westar's transmission lines to connect to the grid. Rawlings stated the Kansas Power Pool helped us install the catalytic converters that would have cost us millions, but now we are only paying a portion of the cost. Malone stated the Kansas Power Pool monitors costs and decides where to purchase power from, and that we have to pay those transmission costs.

Reavis stated the City only approved funding for DAI through the end of March. Shaw stated he has a scheduled presentation from DAI for the next council meeting.

S. Jones: S. Jones received a call from a citizen upset about the new trash system who wanted to know if she can opt out. Shaw stated that per ordinance they cannot opt out of the trash service.

Williams: Williams stated that Grizzly Give Back day is scheduled for April 12th and that there would be more info to come. Williams recognized that it was Rawlings' and Bakers' birthday.

Childers: Childers stated as long as the agenda packet posted online is the same as the paper one being delivered, to send his electronically instead of the paper. Malone agreed.

Belt: Belt asked when we will be starting on School Street again. Shaw stated the goal was to start in the spring and that he asked the city engineer to make contact with the contractor to see when the work would start. Shaw stated he hoped to start seeing progress in the next month or so. Belt stated it doesn't appear that patching is going to take care of the problems on Dearborn.

Executive Session: At 9:40 p.m. Malone made a motion to enter into Executive Session for 20 minutes under the personnel matters of non-elected personnel exception to the Kansas Open Meetings Act to discuss the City Manager's employment agreement. Malone asked that Interim City Attorney Cami Baker and Assistant City Manager Josh Shaw join the Council in the executive session. The governing body will reconvene in the Council Chambers at 10 p.m. Childers seconded the motion. Motion carried without opposition.

At 10 p.m. Childers made a motion to exit Executive Session with no action being taken. Rawlings seconded the motion. Motion carried without opposition. At 9:40 p.m.

At 10:01 p.m. Childers made a motion to enter into Executive Session for 20 minutes under the personnel matters of non-elected personnel exception to the Kansas Open Meetings Act to discuss the City Manager's employment agreement. Childers asked that Interim City Attorney Cami Baker join the Council in the executive session. The governing body will reconvene in the Council Chambers at 10:11 p.m. Malone seconded the motion. Motion carried without opposition.

At 10:11 p.m. Childers made a motion to exit Executive Session with no action being taken. Malone seconded the motion. Motion carried without opposition.

City Manager Employment Agreement: S. Jones made a motion to approve a City Manager Employment Agreement with Josh Shaw. Malone seconded the motion. Motion carried without opposition.

Adjourn: At 10:13 PM Reavis made a motion to adjourn. Rawlings seconded the motion. Motion carried without opposition.

City Clerk

CITY COUNCIL
MARCH 3, 2014
7:00 P.M.

The Council of the City of Augusta, Kansas met in regular session on March 3, 2014, with Mayor Kristey Williams presiding. Council present were Jason Lowery, Paul Belt, Matt Childers, Jamie Crum, Sue Jones, Mike Rawlings, Ron Reavis, and Matt Malone. Also present: Interim City Attorney Cami Baker, City Manager Gabriel Gonzalez, Assistant City Manager Josh Shaw, and City Clerk Erica Jones. Visitors present were: Kent Bush, Anthony Craft, Jeremy Drake, Bill Webster, Brian Alfaro, Tyler Brewer, Russell Still, Gary Rogers, Myrna Rogers, Sarah Hoefgen, Willis Wilson, Ken Bratton, Susan Estes, Kelly Modlin, Larry Henry, and Keith Ayotte.

Pledge of Allegiance

Prayer: Councilman Lowery gave the invocation.

Presentation:

Automated Trash Collection Rollout: Staff gave a presentation on the automated trash collection rollout process and implementation.

2014 City Project List: Staff gave a presentation outlining planned projects for the 2014 calendar year.

Walnut River Diversion Project Update: Staff and Willis Wilson of Aqua Tech Engineering gave a presentation of the status of the Walnut River Diversion Project.

Consent Calendar: S. Jones made a motion set aside the consent calendar and revert back to looking at each item individually. Childers seconded the motion. Motion carried with Rawlings voting in opposition.

Minutes: Reavis made a motion to approve the minutes from the February 18, 2014 council meeting. Lowery seconded the motion. Motion carried without opposition.

Ordinance 2A: Reavis made a motion to approve Ordinance 2A in the amount of \$864,489.11. Lowery seconded the motion. Motion carried without opposition.

Golf Street Water Tower Bid: Reavis made a motion to approve the bid from Utility Service Company, Inc. in the amount of \$265,000 for the Golf Street Water Tower Repairs and Painting. Lowery seconded the motion. Motion carried without opposition.

City Lake Flow Meter: Malone made a motion to approve the bid from Alan's Excavating in the amount of \$24,827.79 for construction of the City Lake Flow Metering Facility Project No. 12-20-03-02-02. Lowery seconded the motion. Motion carried without opposition.

Jai Play Walk/Run: Childers made a motion to approve the request from Project Jai Play for a Walk/Run around Augusta City Lake starting at 10:00 a.m. on April 26, 2014. Lowery seconded the motion. Motion carried without opposition.

Visitors: Myrna Rogers addressed the Council about attending Strategic Planning Session. She stated the session was very informative and showed if our current issues are not addressed our future will be

difficult. Rogers stated there were two areas that were not discussed that should be considered top priority by the council and city staff, the senior citizen population and water supply issues.

Business:

Zoning Reclassification and Final Plat for D.M. Taylor Addition: Rawlings made a motion to approve Ordinance 2054 reclassifying the zoning district for Lots 1, 2, and 3 of D.M. Taylor Addition. Malone seconded the motion. Motion carried without opposition.

Malone made a motion to approve the Final Plat for D.M. Taylor Addition. Rawlings seconded the motion. Motion carried without opposition.

Neighborhood Revitalization Plan: A public hearing was conducted to take input on the City's proposed Neighborhood Revitalization Plan. Public hearing closed with no comments from the public.

Malone made a motion to approve Ordinance 2055 adopting the new Neighborhood Revitalization Plan and designating the area south of Belmont Avenue as a Neighborhood Revitalization Area. Lowery seconded the motion. Motion carried without opposition.

Malone made a motion to approve Resolution 14-02 authorizing the Mayor to execute interlocal agreements with Butler County, Butler Community College, and USD 402. Rawlings seconded the motion. Motion carried without opposition.

City Code Related to Collection and Disposal of Garbage: Council reviewed and discussed an ordinance amending sections 501, 504, 505, and 508 of Article 5, Chapter 15 of the Code of the City of Augusta, Kansas 2010 and repealing Ordinance 2042: establishing a standard container, charges, and procedures for the collection and disposal of garbage and refuse within the City of Augusta, Kansas. Council gave consensus with the recommended changes to the Code and the recommended fees.

El Dorado Water Line: Council considered a preferred route for the new El Dorado raw water line. Willis Wilson with Aqua Tech Engineering presented three route options and a recommendation from staff. Council consensus was to pursue Option C with the waterline running south along Highway 77 out of El Dorado and West along Highway 400 to Augusta.

Proposed 7th Avenue Water Line Improvements: Keith Ayotte with MKEC Engineering presented a conceptual layout of a new 12" water line along 7th Avenue. The Council reached a general consensus to proceed with a conceptual layout of a new 12" or 14" water line along 7th Avenue

At 9:24 p.m. Childers made a motion to recess for 10 minutes. Rawlings seconded the motion. Motion carried without opposition.

At 9:34 p.m. Reavis made a motion to reconvene from recess. Childers seconded the motion. Motion carried without opposition.

Utility Abatement Resolution: Council discussed revisions to the City's annual Utility Abatement Program Resolution requiring local non-profits to submit financial statements along with their applications for utility abatement. S. Jones made a motion to approve Resolution 2014-03 recognizing current utility abatements and credits and establishing guidelines to evaluate future requests for the same. Malone seconded the motion. Motion carried without opposition.

Executive Session: At 9:35 Reavis made a motion to enter into Executive Session for 40 minutes under the personnel matters of non-elected personnel exception to the Kansas Open Meetings Act to discuss the City Manager's performance evaluation. Reavis asked that Interim City Attorney Cami Baker join the Council in the executive session. The governing body will reconvene in the Council Chambers at 10:15 p.m. Childers seconded the motion. Motion carried without opposition.

At 10:15 p.m. Malone made a motion to exit Executive Session with no action being taken. Lowery seconded the motion. Motion carried without opposition.

At 10:16 p.m. Reavis made a motion to enter into Executive Session for 15 minutes under the personnel matters of non-elected personnel exception to the Kansas Open Meetings Act to discuss the City Manager's performance evaluation. Reavis asked that Interim City Attorney Cami Baker and City Manager Gabriel Gonzalez join the Council in the executive session. The governing body will reconvene in the Council Chambers at 10:31 p.m. Childers seconded the motion. Motion carried without opposition.

At 10:31 p.m. Childers made a motion to exit Executive Session with no action being taken. Lowery seconded the motion. Motion carried without opposition.

At 10:31 Malone made a motion to go into Executive Session for 20 minutes under the personnel matters of non-elected personnel exception to the Kansas Open Meetings Act. Malone asked that Assistant City Manager Josh Shaw join the Council in the executive session. The governing body will reconvene in the Council Chambers at 10:51 p.m. Rawlings seconded the motion. Motion carried without opposition.

At 10:51 p.m. Childers made a motion to exit Executive Session with no action being taken. Malone seconded the motion. Motion carried without opposition.

Communications:

Malone: Malone stated that there is a terrible pot hole in the westbound lane of Kelly at Dearborn. Shaw stated a lot of the pot holes in that area were caused by snow removal activities. Shaw stated he isn't sure if it is warm enough for a permanent fix at this time, but that it is on the list to be repaired.

Lowery: Lowery asked who helped the city with the tree pruning in preparation of the new sanitation system. Shaw stated we received a few proposals, but that local company American Pride was the one selected to assist with the pruning.

Lowery stated that he wanted to point out that there is nothing evil about having a consent agenda. Shaw stated that if the council is agreeable to a consent agenda, you can set a policy for what you want to put on it. Shaw stated it is a tool to streamline the agenda and is recommended by the League of Kansas Municipalities.

At 11:00 p.m. Childers made a motion to recess for 15 minutes. Reavis seconded the motion. Motion carried without opposition.

At 11:10 p.m. S. Jones made a motion to reconvene from recess. Childers seconded the motion. Motion carried without opposition.

City Manager Resignation: Reavis made a motion to accept the resignation of City Manager Gabriel Gonzalez, effective immediately, to pay three months' severance, and to approve the termination agreement. Childers seconded the motion. Motion carried without opposition.

Adjourn: At 11:12 PM Childers made a motion to adjourn. S. Jones seconded the motion. Motion carried without opposition.

City Clerk

CITY COUNCIL
APRIL 21, 2014
7:00 P.M.

The Council of the City of Augusta, Kansas met in regular session on April 21, 2014, with Mayor Kristey Williams presiding. Council present were Jason Lowery, Matt Childers, Paul Belt, Jamie Crum, Sue Jones, Mike Rawlings, Ron Reavis, and Matt Malone. Also present: City Attorney Austin Parker, City Manager Josh Shaw, and City Clerk Erica Jones. Visitors present were: Kent Bush, Myrna Rogers, John Black, Bill Morris, Cale Magruder, Ty Masterson, Sarah Hoefgen, Kelly Modlin, and Gary Rogers.

Pledge of Allegiance

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

Minutes: Reavis stated the minutes needed to be amended to show that he voted against the sanitation code ordinance and Malone voted in favor. S. Jones made a motion to approve the amended minutes from the April 7, 2014 Council meeting. Crum seconded the motion. Motion carried without opposition.

Ordinance 4: Reavis made a motion to approve Ordinance 4 in the amount of \$375,442.65. Lowery seconded the motion. Motion carried without opposition.

Visitors:

Senator Ty Masterson addressed the council regarding NIAR and the ARTDG lease at the Airport.

Business:

Frisco Depot Restoration Project: Council discussed the revised floor plan for the Frisco Depot Restoration. Malone made a motion to appoint a sub-committee of Sue Jones and Paul Belt to meet with WMA Architects to review the plans and finishes for the Frisco Depot Restoration and make a final recommendation to the Governing Body. Lowery seconded the motion. Motion carried without opposition.

The Mayor welcomed Boy Scout Troop 221 to the meeting.

Strategic Plan: Council discussed the public comment survey results regarding the City of Augusta 5-year strategic plan. Shaw recommended that staff consult with various organizations to obtain more community input.

Vacation of 5th Ave. between Oak and Walnut: General consensus of the Governing Body was to move forward with the request from D-J Engineering to vacate a portion of 5th Avenue located between Oak Street and Walnut (HWY 77).

Zoning Reclassification 6411 SW 50th: Malone made a motion to approve Ordinance 2058 reclassifying the zoning district for a tract of land located within the City's growth area at 6411 SW 50th El Dorado, KS from Agricultural-2 (AG-2) to Residential-6D (R-6D). Rawlings seconded the motion. Roll Call Vote: Lowery - Yay, Childers - Yay, Belt - Yay, Crum - Yay, Jones - Yay, Rawlings - Yay, Malone - Yay, Reavis - Yay. Motion carried.

Local Training Area (LTA) License Agreement with Kansas Army National Guard: Rawlings made a motion to approve the LTA License Agreement with the Kansas Army National Guard to allow

the 226th Engineer Company based in Augusta to use designated locations at Santa Fe Lake as a training site and authorize the City Manager to sign. Reavis seconded the motion. Motion carried without opposition.

Kansas Municipal Energy Agency Director Alternate Member Appointment: Lowery made a motion to appoint Josh Shaw to serve as Alternate Member representing the City on the Kansas Municipal Energy Agency Board of Directors. Rawlings seconded the motion. Motion carried without opposition.

Annual Board Appointments for 2014: S. Jones recommended term limits be set for the Park Board as it is the only committee or board without term limits. Childers agreed. Jones made a motion to approve the Mayor's recommended appointments and reappointments to the City's various boards and committees. Childers seconded the motion. Motion carried without opposition.

Matters From/For Council:

Williams reminded the Council of the work session on April 28, 2014 at 6:30 p.m. to discuss water rates and long term debt financing.

Informational Memorandum and Final Comments:

Malone: Malone stated he would like to bring up DAI again regarding a few areas of concern for him. He stated they did not perform to my expectations with regard to the potential of a new hotel coming in downtown. Malone stated it also bothers him that three of the board members on DAI are also on API and chasing another hotel deal. He stated that may be a conflict of interest if they are representing economic development downtown but also community wide development. Crum stated she spoke to two members from DAI and they were very excited about the new hotel.

S. Jones stated DAI was asked about their membership at the last meeting. She stated that based on their last publication, they have 21 members and only 9 of those are downtown businesses. Malone stated he is not against DAI, but his problem is spending tax payer money that could be spent to better the parks, etc. He stated that as a business owner downtown he isn't getting anything out of the organization. Jones echoed Malone's comments.

Reavis: Reavis referenced item #11 on the informational memorandum. He asked if the updated cost benefit analysis is different than the one previously provided. Shaw stated it was. Shaw stated the return on investment ratio has improved. Reavis asked if there has been a market study done to see if the market can sustain another hotel in the community. Shaw stated these are run in a standard way by cost benefit consultants, such as Wichita State University and Stephen Robb who the City chose to work with on the hotel project. Reavis stated he thinks there may be a need to do a market study and feasibility study to see if the community can support another hotel. Williams stated feasibility studies are usually ran by the developer and investors to make sure they are willing to take the risk and build in the community. Parker stated it depends on how it is financed if the City participates. He stated if they take notes to the public market place, in order for the financing package to be attractive, there is generally a feasibility study that is conducted by the financial advisor team and bond underwriter.

Reavis recognized Larry and Sue Harvey for a donation to purchase three trash receptacle enclosures to be place around the Augusta Lake. Reavis stated the Harvey's frequently walk around the lake and spend time picking up trash along their walk.

Rawlings: Rawlings stated the new playground facility in Garvin Park was being used all the time. Rawlings stated there has been a lot of work done around the park, but that there still needs to be some cleanup work around the pump station and side walk. He stated it is really looking good.

S. Jones: Jones stated the markings on the recycle bins in the parking lot at Dillon's need to be redone. She asked if MKEC has come out to look at the erosion of the Dam. Shaw stated he has a site visit scheduled with the engineer.

Jones inquired about an invoice from the Butler County Conservation District and stated that she was taken aback that we paid \$306 for a kid's brochure and work sheet. She stated if that is what our funds are supporting she is very disappointed. Shaw stated this is one of the outlets they used in their outreach to get into the schools. Shaw stated they also have brochures located at other business including Augusta Saw & Mower and Wal-Mart.

Jones inquired about City Code related to vehicles left in street and furniture and garbage in yards. She asked about the status of addressing our code enforcement since it is in the strategic plan. Shaw stated it is a priority to address property maintenance and beautification. Shaw stated he needs to get an update from the Inspection Department to see where they are on the notification procedures with the problem areas. Shaw stated he has also visited with the new City Attorney to provide guidance on what we can do to improve this process.

Jones stated 28 out of 53 flower pots have been adopted and that the deadline is the first part of May.

Williams: Williams thanked those that participated with the Give Back Day. Williams reminded everyone that the City's fireworks show is up to us as citizens to fund, and the cost is approximately \$7,500. She stated there is an easy way to donate through crowd funding by going to www.crowdrise.com and searching for Augusta Kansas Fireworks Show. She stated we are currently at 7% of our goal. Reavis asked for clarification about the \$5 admin fee for using a credit card. He stated the person donating will be charged a \$5 admin fee.

Lowery: Lowery inquired about the repairs on the overpass. He stated he believes the City made some repairs and asked if that is the city's responsibility. Shaw stated the City receives approximately \$9,000 in funding from the State annually for maintenance and repairs to the city's connecting links which includes the overpass. Shaw stated there are concerns about the type of repairs needed and that there is a big maintenance project scheduled for the west bound lanes this summer.

Crum: Crum stated Kaw Lake has a Christmas in July where boats on the lake have Christmas lights on them and that adds to their 4th of July show. Shaw stated we would need to research how other communities do this, and if there is interest from the council to do something like that then staff could look into it.

Childers: Childers asked if there is a place on the City website about the level pay for utility billing. E. Jones stated that information could be put out there. Childers asked that all communications from staff go to his city email instead of his personal email.

Rawlings: Rawlings stated there was a question about the tornado siren. Reavis stated they are tested every Monday at noon from April thru August.

Belt: Belt stated there are a considerable amount of dead trees along the lake. Shaw stated that some of the trees were left on the east side because the piece of equipment we used in the past was so large it would damage the walking path. He stated there was a large cleanup effort on the north end of the lake. Belt stated there are a considerable number on the west side towards the north end. Belt inquired about liability. Parker stated it depends on the circumstances, but there are levels of protection for the city. S. Jones asked if there is a plan to start replacing some of the trees that have been removed. Shaw stated staff is hoping to come up with a replacement plan for the trees that were removed. Shaw stated that would be a good conversation during the budget discussions to determine if funding is needed.

Executive Session: At 8:41 p.m. Childers made a motion to go into Executive Session for 20 minutes under the attorney-client privilege exception to the Kansas Open Meetings Act to seek advice on contract terms. Childers asked that City Manager Josh Shaw and City Attorney Austin Parker join the Council in the executive session. The governing body will reconvene in the Council Chambers at 9:01 p.m. Malone seconded the motion. Motion carried without opposition.

At 9:01 p.m. Malone made a motion to exit Executive Session with no action being taken. Belt seconded the motion. Motion carried without opposition.

At 9:02 p.m. Childers made a motion to go into Executive Session for 20 minutes under the attorney-client privilege exception to the Kansas Open Meetings Act to seek advice on contract terms. Childers asked that the City Manager Josh Shaw and City Attorney Austin Parker join the Council in the executive session. The governing body will reconvene in the Council Chambers at 9:22 p.m. Malone seconded the motion. Motion carried without opposition.

At 9:24 p.m. Malone made a motion to exit Executive Session with no action being taken. Rawlings seconded the motion. Motion carried without opposition.

At 9:25 p.m. Rawlings made a motion to go into Executive Session for 12 minutes under the attorney-client privilege exception to the Kansas Open Meetings Act to seek advice on contract terms. Childers asked that the City Manager Josh Shaw and City Attorney Austin Parker join the Council in the executive session. The governing body will reconvene in the Council Chambers at 9:37 p.m. Malone seconded the motion. Motion carried with Childers voting in opposition.

At 9:37 p.m. Childers made a motion to exit Executive Session with no action being taken. Rawlings seconded the motion. Motion carried without opposition.

Adjourn: At 9:37 PM Malone made a motion to adjourn. Childers seconded the motion. Motion carried without opposition.

City Clerk

CITY COUNCIL
APRIL 7, 2014
7:00 P.M.

The Council of the City of Augusta, Kansas met in regular session on April 7, 2014, with Mayor Kristey Williams presiding. Council present were Jason Lowery, Paul Belt, Jamie Crum, Sue Jones, Mike Rawlings, Ron Reavis, and Matt Malone. Councilman Matt Childers was absent. Also present: City Attorney Austin Parker, City Manager Josh Shaw, Santa Fe Lake Caretaker Rod Davis, Parks Superintendent Brian Alfaro, and City Clerk Erica Jones. Visitors present were: Kent Bush, Bill Morris, Sarah Hoefgen, Myrna Rogers, Ken Bratton, John Black, Connie Thurman, Jennifer Baugher, Robert Baugher, Nick McClure, Jeana McClure, Larry Henry, Kelly Modlin, Kevin Cowan, Mark McCollom, Gary Rogers, Keri McWethy, Mickey Yaghjian, and Dana Rogers.

Pledge of Allegiance

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

Proclamations:

The Mayor signed proclamations for National Child Abuse Prevention Month and Work Zone Awareness Week.

Minutes: Reavis stated the time of adjournment needs to be adjusted. S. Jones made a motion to approve the amended minutes from the March 17, 2014 council meeting. Reavis seconded the motion. Motion carried without opposition.

Ordinance 3A: Reavis made a motion to approve Ordinance 3A in the amount of \$1,283,603.23. Belt seconded the motion. Motion carried without opposition.

Williams introduced the new City Attorney, Austin Parker, of Parker and Parker.

Business:

City Code Related to Collection and Disposal of Garbage: Lowery made a motion approving Ordinance 2056 amending sections 501, 504, 505, and 508 of Article 5, Chapter 15 of the Code of the City of Augusta Kansas 2010 and repealing Ordinance 2024 with the amendment to section 15-504 adding the words "bagged and". S. Jones seconded the motion. Reavis voiced his opposition to requiring refuse to be bagged.

Roll Call Vote: Malone Yea, Reavis Nay, Rawlings Yea, Jones Yea, Lowery Yea, Crum Nay, Belt Yea. Motion carried.

Neighborhood Revitalization Plan: Council conducted a public hearing to take input on the proposed Neighborhood Revitalization Plan. The public hearing was closed after no one came forward to give input.

Rawlings made a motion to approve Ordinance 2057 repealing Ordinance 2055, adopting the newest version of the NRP, and designating the area south of Belmont as a Neighborhood Revitalization Area. Reavis seconded the motion.

Roll Call Vote: Malone Yea, Reavis Yea, Rawlings Yea, Jones Yea, Lowery Yea, Crum Yea, Belt Yea. Motion carried.

Malone made a motion to approve Resolution 2014-05 authorizing the Mayor to execute interlocal agreements with Butler County, Butler Community College, and USD 402. Belt seconded the motion. Motion carried without opposition.

Park Board Recommendations: Malone made a motion to approve the Park Board recommendation not to participate in the Community Fisheries Assistance Program. Reavis seconded the motion. Motion carried without opposition.

Lowery made a motion to approve the Park Board recommended park system improvement projects for the 2014 budget year with the amendment to finish fencing all four of Garvin Park ball fields, to respectfully postpone the fencing and shading at Moyle field to 2015, and to continue the match requirement from ALLB. Malone seconded the motion. Motion carried without opposition.

Park Master Plan Update 2014: Reavis made a motion to adopt Appendix E: Park Master Plan Update 2014 as an addendum to the 2006 Park Master Plan as recommended by the City's Park Board. Rawlings seconded the motion. Motion carried without opposition. There was a consensus from the governing body to include a response from the City that we are no longer interested in developing a sports complex.

Santa Fe Lake Mower Bids: Malone made a motion to approve the bid from Stucky Mower Sales in the amount of \$9,956. Lowery seconded the motion. Motion carried without opposition.

Garvin Park and Moyle Ball Field Fencing Bids: Malone made a motion to approve the quotes from Wichita Fence Company for Field #1 and #2 and authorize the City Manager to obtain quotes and move forward with the repairs to Fields #3 and #4. Rawlings seconded the motion. Motion carried without opposition.

Amending Temporary Note Resolution 2013-08: Malone made a motion to approve Resolution 2014-06 amending and supplementing Resolution 2013-08 and authorizing certain improvements to the City's public water supply system to include construction of a new 12" waterline on 7th Avenue and boring and installation of a second waterline underneath the Whitewater River. S. Jones seconded the motion. Motion carried without opposition.

Engineering Services Agreement for 7th Avenue Street Waterline Project: Reavis made a motion to approve an engineering services agreement in the amount of \$99,860 with MKEC for design and construction engineering services related to the construction of a 12" water line along 7th Avenue. Rawlings seconded the motion. Motion carried without opposition.

Supplemental Engineering Services Agreement with MKEC for 2014 Street Sales Tax Projects: Malone made a motion to approve a supplemental engineering services agreement with City Engineer MKEC amending the scope of services for the 2014 Street Sales Tax program for a total amended contract amount of \$89,500. Lowery seconded the motion. Motion carried without opposition.

Downtown Augusta Inc. (DAI) Request for Second Quarter Funding: Bill Morris, President of Downtown Augusta, Inc. presented a request to the governing body for their second quarter funding. Jeana McClure and Kelly Modlin also addressed the council. Lowery made a motion to approve second quarter funding for DAI. Belt seconded the motion. Motion carried with Malone and S. Jones voting in opposition.

Rawlings made a motion to fund DAI for the last two quarters of 2014. Reavis seconded motion. Motion carried with Malone and S. Jones voting in opposition

At 9:20 p.m. Rawlings made a motion to recess for 10 minutes. Malone seconded the motion. Motion carried without opposition.

Prior to reconvening from recess, Crum exited the meeting.

At 9:30 p.m. Malone made a motion to reconvene from recess. Rawlings seconded the motion. Motion carried without opposition.

Butler County Resolution Creating a Butler County Water Coordinating Committee: Malone made a motion to authorize the Mayor to sign Butler County Resolution 14-04 and approving the City of Augusta's participation on the Butler County Water Coordinating Committee. Reavis seconded the motion. Motion carried without opposition.

Kansas Department of Transportation (KDOT) Airport Preservation Agreement Grant: Reavis made a motion to approve the Kansas Airport Improvement Program Airport Preservation Agreement with KDOT for a not to exceed amount of \$225,000 for ramp repairs and drainage improvements. Lowery seconded the motion. Motion carried without opposition.

Kansas Municipal Utilities Voting Delegates: Rawlings made a motion to designate Bill Webster, Electric Utility Director, as the City's voting delegate and Jim Sutton, Electric Plant Superintendent, as the City's alternate voting delegate for the annual KMU business meeting. Malone seconded the motion. Motion carried without opposition.

Kansas Municipal Energy Agency Director #2 Board Appointment: Malone made a motion to reappoint Mike Rawlings to serve as Director #2 representing the City on the Kansas Municipal Energy Agency Board of Directors. Rawlings seconded the motion. Motion carried without opposition.

Annual Operation and Maintenance Assurance Statement for Land and Water Conservation Fund Projects: Malone made a motion to approve the Annual Operation and Maintenance Assurance Statement with the Kansas Department of Wildlife and Parks and authorize the City Manager to execute the document this year and annually going forward unless there are changes. Rawlings seconded the motion. Motion carried without opposition.

Matters From/For Council:

Augusta Youth Soccer: Malone made a motion to approve a request from Augusta Youth Soccer for five of the old bleachers that were removed from the baseball fields at Garvin Park. Rawlings seconded the motion. Motion carried without opposition.

Work Session: Reavis made a motion to schedule a work session for April 28, 2014 at 6:30 p.m. to discuss water rates and long term debt financing. Malone seconded the motion. Motion carried without opposition.

Informational Memorandum and Final Comments:

Malone: Malone asked who is responsible for the maintenance and repair of the overpass. Shaw stated the overpass is the responsibility of KDOT. Malone asked if we can call them to inform them of the pot holes and condition of the overpass. Shaw stated he would contact KDOT.

Reavis: Reavis asked when staff is going to start recruiting an Assistant City Manager. Shaw stated the hiring of the City Attorney and Human Resource Analyst was first and second on his list. He stated that it would be better for staff if the Assistant position were filled after the budget process was complete and there was time to properly train and work with that person.

Reavis stated he saw a car turn off the old approach where old Dike road headed north and that there is a large drop off and could be dangerous. He stated we may need to get rid of old approach or put up a guard rail. Shaw stated we would need to check to see who has authority over the approach and what the proper solution would be. Shaw stated there needs to be some sort of a turn off for maintenance of our pump station.

Rawlings: Rawlings stated that East Kelly is starting to have some large pot holes and asked if it is on the project list. Shaw stated it is on the project list, but if the pot holes are presenting a problem for vehicles we have some maintenance funds available.

S. Jones: Jones stated she hoped everyone had a chance to look at the photos of the dam that Lynn Smith sent out. She asked that Shaw contact the City Engineer to come out and reaffirm that the back wash is acceptable because in those photos looks pretty severe.

Jones stated the NRP has one year completion deadline for improvements made with NRP funds. She stated the home at corner of Dearborn and Kelly used NRP funds and has been in its current state for a very long time and have received numerous complaints.

Jones stated the Adopt A Pot applications are available on Chamber and City website.

Williams: Williams thanked the Butler Community College Football team in advance for help at Playpark on Saturday as part of the Grizzlies Give Back Day.

Williams stated she is working on board appointments and that should be provided for the next meeting.

Williams thanked Lynne Holloway for her work at Library and wished her well.

Williams stated the Rainbows United Run is this Saturday and already has over 600 registrants at this time.

Belt: Belt stated he is asked daily about when School Street will be done. Shaw stated it is scheduled to get underway by the end of April.

Executive Session: At 9:55 p.m. Lowery made a motion to go into Executive Session for 10 minutes under the attorney-client privilege exception to the Kansas Open Meetings Act to seek advice on contract terms. Lowery asked that City Manager Josh Shaw and City Attorney Austin Parker join the Council in the executive session. The governing body will reconvene in the Council Chambers at 10:05 p.m. Malone seconded the motion. Motion carried without opposition.

At 10:07 p.m. Malone made a motion to exit Executive Session with no action being taken. Lowery seconded the motion. Motion carried without opposition.

Adjourn: At 10:07 PM Malone made a motion to adjourn. Lowery seconded the motion. Motion carried without opposition.

City Clerk

CITY COUNCIL
MAY 19, 2014
7:00 P.M.

The Council of the City of Augusta, Kansas met in regular session on May 19, 2014, with Mayor Kristey Williams presiding. Council present were Jason Lowery, Matt Childers, Paul Belt, Jamie Crum, Sue Jones, Mike Rawlings, Ron Reavis, and Matt Malone. Also present: City Attorney Austin Parker, City Manager Josh Shaw, Water/Wastewater Superintendent Russell Still, Cemetery Sexton Josh Anderson, and City Clerk Erica Jones. Visitors present were: Belinda Larsen, Sarah Hoefgen, John Black, and Bill Morris Jr.

Pledge of Allegiance

Prayer: Pastor Steve Hollingsworth, Central Baptist Church, gave the invocation.

Minutes: Reavis made a motion to approve the minutes from the May 5, 2014 Council meeting. Lowery seconded the motion. Motion carried without opposition.

Ordinance 5: Malone made a motion to approve Ordinance 5 in the amount of \$373,230.24. Childers seconded the motion. Motion carried without opposition.

Business:

Cottonwood Point, Inc. Sublease: Malone made a motion to approve Supplemental Sublease No. 2 between the City of Augusta and Cottonwood Point, Inc. and approve the waiver of all unpaid additional rent due for 2014. Childers seconded the motion. Motion carried with Belt and Reavis voting in opposition.

Frisco Depot Subcommittee Recommendations: Council discussed the revised floor layout plan and finishes as recommended by the project subcommittee. Malone made a motion to approve preliminary plan recommendations from the project subcommittee subject to final approval by the Governing Body at a point to be determined. Lowery seconded the motion. Motion carried without opposition.

Water Supply Restoration Program: Council discussed eligible projects for state cost share assistance for restoration of public water supply lakes for upcoming fiscal years. Lowery made a motion to authorize submittal of letters of interest for the proposed four projects. Rawlings seconded the motion. Motion carried without opposition.

Matters From/For Council:

Compost/Tree Limb Hours: Council discussed the hours for the compost/tree limb site. Shaw stated that staff is proposing modifying the hours to Tuesday thru Friday 7:30 a.m. to 6 p.m., Saturday 8:30 a.m. to 4:30 p.m., and closed Sunday and Monday. Several council members voiced concern about the site being closed on Sunday. Shaw stated he would take the council recommendation back to staff and bring back another proposal to the Governing Body.

Cemetery Flower Removal: Shaw stated the current City Code states that decorations can be put out three days in advance of Memorial Day and must be removed by the tenth day following Memorial Day. Shaw stated that per the Governing Body's request, staff met and is proposing the Governing Body authorize staff to allow decorations seven days prior and thirteen days following Memorial Day. Shaw stated that staff will bring an ordinance to the Council in the future to

change the dates in the code. Rawlings made a motion to approve an administrative waiver to authorize staff to not enforce the removal of the decorations per City Code and to allow them to remain for thirteen days after Memorial Day. S. Jones seconded the motion. Motion carried without opposition.

Water Plant Steps: Lowery made a motion to move forward with the repair of the steps at the Water Plant and to approve the low bid from McCollom Construction in the amount of \$7,749. Rawlings seconded the motion. Motion carried without opposition.

Waterline Leak Under Railroad: Malone made a motion to authorize staff to move forward for any engineering required to move forward with the repair of the water leak under the railroad at a cost not to exceed \$10,000. Rawlings seconded the motion. Motion carried without opposition.

Change Order for School Street: Malone made a motion to approve the change order in the amount of \$8,100 increasing the thickness of the sidewalks to a 6" sidewalk. S. Jones seconded the motion. Motion carried without opposition.

Informational Memorandum and Final Comments:

Reavis: Reavis stated there was an article in the Times Gazette about the hotel and there was a conflict about where the CID could be used. He stated it said the CID would be returned to hotel and in another area it said it could be used to pay for the waterline. Shaw stated that was correct. He stated that the portion on the hotel would go back to developer and the portion on the front would come back to the City. Reavis asked what the next step is. Shaw stated it is at the City level now and that we need to have a discussion about it.

Reavis stated it has been 6-8 weeks since we have received an update from Aqua Tech. He stated that everything he reads from Shaw talks about the Walnut diversion, but that he thinks this should be secondary to the large waterline project. He stated is it time to start working on purchasing the right of way for the large waterline project. Shaw stated that both projects are moving on simultaneously and that he will have some action items to bring back to the council at a future meeting. Reavis stated he doesn't think the information on the waterline has stayed current or as much as a priority as he thinks it should be.

Rawlings: Rawlings stated he saw that Seeders Inc. is in town working on the seeding of the West levee. Rawlings stated he has spoken to Willis Wilson recently and he is diligently working on the waterline project.

S. Jones: Jones stated that 42 of the 53 pots have been adopted. She stated that about 25 % of those still need to be planted and that she would like to have flowers in them by Memorial Day. Jones stated the storm drain grate at cemetery is broken and could pose a danger to people and animals. Shaw stated staff would take care of it.

Lowery: Lowery stated the trash truck was causing traffic problems in the area of Clark/Broadway as people were dropping their children off at school. Shaw stated he would discuss this with staff.

Crum: Crum asked how often the City picks up the trash in the cans downtown. Shaw stated he would have to check into that.

Childers: Childers stated there has been a significant amount of illegal dumping at 80th and 85st street and asked if the City is doing anything to investigate this? Shaw stated this is outside of the city limits but that he would check into it.

Belt: Belt stated that several people have complained to him about people not using bags for their trash. Belt asked how we going to enforce this. Shaw stated the trash drivers have notices that they can issue. S. Jones stated that she didn't know how effectively that was communicated. She asked if we can include that on a utility bill. Shaw stated the problem is more with enforcement because there isn't a penalty in place. S. Jones stated a lot of people don't watch the news or read the paper, so we need to consider how we get information out to the citizens. She stated that all of them get a city bill.

Reavis: Reavis asked if anyone from the Community College contacted us regarding the Neighborhood Revitalization Program. Shaw stated the college tabled it. He stated he tried to contact them to see if he needs to come to a meeting or provide information. Shaw stated he also needs to contact Will Johnson at the County to see what the status is at that level.

Executive Session: At 8:25 p.m. Malone made a motion to recess to executive session for 30 minutes to seek advice on matters that would be deemed privileged in the attorney-client relationship under the Kansas Open Meetings Act. Malone asked that City Attorney Austin Parker and City Manager Josh Shaw join the Council in the executive session. The governing body will reconvene in the Council Chambers at 8:55 p.m. S. Jones seconded the motion. Motion carried without opposition.

At 8:25 p.m. Malone made a motion to exit executive session with no action being taken. Lowery seconded the motion. Motion carried without opposition.

At 8:55 Malone made a motion to recess to executive session for 15 minutes to seek advice on matters that would be deemed privileged in the attorney-client relationship under the Kansas Open Meetings Act. Malone asked that City Attorney Austin Parker and City Manager Josh Shaw join the Council in the executive session. The governing body will reconvene in the Council Chambers at 9:10 p.m. S. Jones seconded the motion. Motion carried without opposition.

At 9:10 Malone made a motion to return from executive session with no action being taken. Rawlings seconded the motion. Motion carried without opposition.

Adjourn: At 9:10 PM Malone made a motion to adjourn. Childers seconded the motion. Motion carried without opposition.

City Clerk

CITY COUNCIL
MAY 5, 2014
7:00 P.M.

The Council of the City of Augusta, Kansas met in regular session on May 5, 2014, with Mayor Kristey Williams presiding. Council present were Jason Lowery, Matt Childers, Paul Belt, Sue Jones, Mike Rawlings, Ron Reavis, and Matt Malone. Councilwoman Jamie Crum was absent. Also present: City Attorney Austin Parker, City Manager Josh Shaw, Water/Wastewater Superintendent Russell Still, Airport Manager Lloyd Partin, and City Clerk Erica Jones. Visitors present were: Kent Bush, Sarah Hoefgen, Myrna Rogers, John Black, Tony Madrigal, Willis Wilson, Mark McCollom, Kelly Modlin, Carmen Montague, Robert Hirschfeld, Chenay Sloan, Corky Cook, Brad Waller, Larry Henry, Robert Hovenkamp, Michelle Eastman, Susan Harsh, and Nicole Holt.

Pledge of Allegiance

Prayer: Pastor Steve Hollingsworth, Central Baptist Church, gave the invocation.

Proclamations: The Mayor signed a proclamation recognizing and proclaiming May 17, 2014 as Kids to Parks Day.

The Mayor signed a proclamation recognizing and proclaiming the week of May 11, 2014 as National Police Week.

Minutes: Childers made a motion to approve the minutes from the April 21, 2014 Council meeting. Lowery seconded the motion. Motion carried without opposition.

Ordinance 4A: Reavis made a motion to approve Ordinance 4A in the amount of \$841,123.18. Malone seconded the motion. Motion carried without opposition.

Visitors:

Tony Madrigal with Madrigal & Welch presented the City with their annual dividend check in the amount of \$21,873.72 from Employer's Mutual Company.

Michelle Eastman, Chenay Sloan, Susan Harsh, and Nicole Holt, representing Rainbows United, were present to thank the City Council for their support of the Glow Run/Walk and to provide a recap of event participation.

Corky Cook, representing WFO Guys Car Club, was present to request the use of the downtown for their 20th Annual Car Show on Saturday, August 2, 2014. Malone made a motion to approve WFO Guys Car use of the downtown for their 20th Annual Car Show on Saturday, August 2, 2014. Reavis seconded the motion. Motion carried without opposition.

Mark McCollom, representing Downtown Augusta, Inc., was present to request the use of the downtown on June 20-21, 2014 for the Relay for Life/Brick Street Festival. Lowery made a motion to approve the request from Downtown Augusta, Inc.'s use of the downtown on June 20-21, 2014 for the Relay for Life/Brick Street Festival. Malone seconded the motion. Motion carried without opposition.

Business:

Cottonwood Point, Inc.: Council discussed a request from Cottonwood Point, Inc. for a waiver in the sublease with the City to pay additional rent to the City for net income in excess of \$5,000. Malone made a motion directing staff to draft a written agreement between the City and Cottonwood Point, Inc. waiving the additional rent required under sub-section (b) of the sublease indefinitely. S. Jones seconded the motion. Motion carried with Belt and Childers voting in opposition.

Fireworks Production: Council discussed a fireworks production contract with Rainbow Fireworks for the annual 4th of July fireworks show and a memorandum of understanding with Ignite Augusta to serve as a conduit for donations for the 2014 show.

Reavis made a motion to authorize the City Manager to execute the Memorandum of Understanding with Ignite Augusta to serve as a conduit for donations for the 2014 show and to make up any difference in the funding of the fireworks show. Motion carried without opposition.

Airport Project Bids: Rawlings made a motion to award the bid for Project #1 to Mid Kansas Seamless Guttering, Inc. in the amount of \$15,320 and Key Construction in the amount of \$47,247, Project #2 to Key Construction in the amount of \$28,952, Project #3 to Key Construction in the amount of \$18,670, Project #4 to Key Construction in the amount of \$49,000, Project #5 to Eco Guard Insulation & Roofing in the amount of \$51,760, and Project #6 to South Central Sealing & Paving in the amount of \$11,015, and authorizing the City Manager to execute construction agreements with each contractor. Malone seconded the motion. Motion carried without opposition.

Airport Work Authorization No. 3 with Alfred Benesch Company: Rawlings made a motion to approve Work Authorization No. 3 with the City's Airport Consultant, Alfred Benesch Company, in the amount of \$28,036 for design, bidding, and construction services for airport drainage projects paid for through a 90/10 KDOT grant match. Malone seconded the motion. Motion carried without opposition.

Automated Weather Observation System (AWOS) at the Augusta Municipal Airport: S. Jones made a motion to approve an agreement with Atlas Electric, LLC in the amount of \$16,900 for services related to the construction and installation of an AWOS at the Augusta Municipal Airport. Reavis seconded the motion. Motion carried without opposition.

Malone made a motion to approve an agreement with Jerry Miller Electronics in the amount of \$7,300 to provide technical engineering and consulting services for the installation and commissioning of an AWOS at the Augusta Municipal Airport. Lowery seconded the motion. Motion carried without opposition.

Waterworks Utility System Refunding Revenue Bonds: Malone made a motion to approve Resolution 2014-07 declaring it advisable to issue general obligation refunding bonds of the City of Augusta, Kansas, in an amount not to exceed \$3,120,000 to refund the City's waterworks utility system refunding revenue bonds, Series 2004 and Taxable Waterworks Utility System Refunding Bonds, Series 2010; and providing for the giving of notice of said intention of the City. Lowery seconded the motion. Motion carried without opposition.

WWTP Bar Screening Project: Malone made a motion to approve an engineering services agreement with Aqua Tech Engineering in the amount of \$35,000 for design, bidding, and construction administration for the installation of bar screening equipment at the Wastewater Treatment Plant

and to approve the purchase of bar screening equipment from Parkson Corporation in the amount of \$107,500. Rawlings seconded the motion. Motion carried without opposition.

South Ohio Street Project: Malone made a motion to approve an engineering services agreement with MKEC for an amount not to exceed \$71,930 for design and construction administration services for sanitary sewer, water line, and electric utility infrastructure repairs and relocations for the South Ohio Street Project. Lowery seconded the motion. Motion carried without opposition.

Matters From/For Council:

Work Session: Reavis made a motion to schedule a work session for May 12, 2014 at 7 p.m. to discuss the 2015 Budget process and formatting. Malone seconded the motion. Motion carried without opposition.

2015-2019 CIP Review Committee appointment: Lowery made a motion to appoint council members Childers and Belt to serve on the 2015-2019 CIP Review Committee. Reavis seconded the motion. Motion carried without opposition.

Informational Memorandum and Final Comments:

Williams: Williams stated she really appreciated the format of the project updates in the Informational Memorandum and the update that there are 21 active projects at this time.

Malone: Malone stated he received a call from someone who adopted a pot downtown advising him that the pot was full of poor quality dirt. Shaw stated the pots had been tilled and dirt was added. S. Jones stated the dirt looks like a combination of dirt, mulch, and roots and is poor quality soil.

Malone stated he had a flat tire and it was brought to his attention that there is a five foot path of screws, nails, etc. in the alley west of city hall between 5th and 6th Avenue. Malone asked if the street sweeper can be used to clean it up. Shaw stated he will have it cleaned up.

Reavis: Reavis stated he noticed in the minutes in the Informational Memorandum that the Water Resource Coordinating Committee was approved with several changes. Williams stated we do not know what those changes are. Reavis said it bothered him that we were part of a document that was changed after we approved it. Reavis stated he spoke to a gentleman from RWD #4 that gets his water directly from El Dorado and that he said it was very poor quality and tastes terrible. Shaw stated now that the council has indicated what direction they want to go with regard to water rates; he can now approach RWD #4 about their contract and whether they are going to make us or El Dorado their primary source of water.

S. Jones: Jones stated that thanks Sarah Hoefgen at the Chamber, 41 of 53 pots have been adopted. Jones stated that our cemetery ordinances say that all flowers have to be removed 10 days following Memorial Day. She stated there were a lot of complaints last year after people saw all of the flowers being put in dumpsters. Jones asked if the council entertain allowing them to remain for two weeks after Memorial Day. Shaw stated the decorations are removed for maintenance purposes, such as mowing and trimming. He stated we ordered larger signs this year to notify people when the decorations would be removed so they could be better notified. Shaw stated there is one more meeting prior to Memorial Day and asked for time to discuss this with staff to see if a different solution could be found, that it might not be an issue to extend the time.

Jones asked if the seeding for Bermuda grass on the levee has occurred. Shaw stated he would have to ask. Jones inquired about the cover for the stop log. Shaw stated that we have it, but it is damaged.

Belt: Belt stated a citizen emailed about considering lowering the price of the brick pavers. Shaw stated he would be open to lowering the price. Williams stated maybe lowering it to \$1.00 per brick for Augusta residents. Jones made a motion lower price to used bricks for Augusta residents to \$1.00. Malone seconded. Belt stated the clock at the roundabout is not correct. Motion carried without opposition.

Adjourn: At 8:44 PM Malone made a motion to adjourn. Rawlings seconded the motion. Motion carried without opposition.

City Clerk

CITY COUNCIL
JUNE 16, 2014
7:00 P.M.

The Council of the City of Augusta, Kansas met in regular session on June 16, 2014, with Mayor Kristey Williams presiding. Council present were Matt Childers, Paul Belt, Jamie Crum, Mike Rawlings, Ron Reavis, and Matt Malone. Council members Jason Lowery and Sue Jones were absent. Also present: City Attorney Austin Parker, City Manager Josh Shaw, and City Clerk Erica Jones. Visitors present were: Belinda Larson, Bill Morris, Sarah Hoefgen, Larry Henry, John Black, and Kelly Modlin.

Pledge of Allegiance

Prayer: Councilmember Mike Rawlings gave the invocation.

Minutes: Reavis made a motion to approve the minutes from the June 2, 2014 Council meeting. Malone seconded the motion. Motion carried without opposition.

Ordinance 6: Reavis made a motion to approve Ordinance 6 in the amount of \$514,814.12. Rawlings seconded the motion. Motion carried without opposition.

Visitors:

Marci Fugarino, the City's new HR Director, introduced herself to the City Council.

Business:

Convention and Tourism Agreement: Council consensus was to move forward with finalizing the agreement and bringing it back to the council for approval at the next meeting.

Park Board Term Limits: Malone made a motion to approve Ordinance 2061 establishing term limits for the Park Board and amended to remove the word "maximum" from section (c) Terms. Rawlings seconded the motion. Roll Call: Malone Yea, Reavis Yea, Rawlings Yea, Crum Yea, Childers Yea, and Belt Yea. Motion carried without opposition.

Zoning Reclassification 8888 SW 110th: Malone made a motion to approve Ordinance 2062 reclassifying the zoning district for a tract of land located within the City's growth area at 8888 SW 110th from Agricultural (AG-2) to Residential-6D (R-6D) as recommended by the City's Planning Commission. Reavis seconded the motion. Roll Call: Malone Yea, Reavis Yea, Rawlings Yea, Crum Yea, Childers Yea, and Belt Yea. Motion carried without opposition.

Annual Williams Petroleum Mowing Agreement: Belt made a motion to approve the agreement with Williams Petroleum to provide mowing services for 2014 for designated tracts of property for a fee of \$13,000. Childers seconded the motion. Motion carried without opposition.

2014 Street Sales Tax Projects: Reavis made a motion to approve an amended engineer's estimate for the 2014 Street Sales Tax Projects from \$278,740.00 to \$300,011.00. Malone seconded the motion. Motion carried.

Rawlings made a motion to approve a bid award to Cornejo & Sons in the amount of \$300,011 for 2014 Street Sales Tax Projects subject to attorney and staff preparation of a written agreement. Malone seconded the motion. Motion carried without opposition.

Santa Fe Lake Waterline Engineering Agreement: Malone made a motion to approve an engineering services agreement in the amount of \$15,400 with MKEC for construction engineering services related to Santa

Fe Lake Raw waterline replacement project. Reavis seconded the motion. Motion carried without opposition.

Malone made a motion to approve an engineering services agreement in the amount of \$6,600 with MKEC for construction engineering services related to an add alternate project to construct a second waterline parallel to the SFL waterline. These services are contingent on the Council's acceptance and award of the add alternate construction project. Rawlings seconded the motion. Motion carried without opposition.

Matters From/For Council:

Frisco Depot Restoration Project: Shaw provided a Subcommittee Update on Frisco Depot Restoration Project. He stated that KDOT contacted him and said that the City was not complying with the schedule to complete the project and could be at risk of losing funding. Shaw stated KDOT gave the City until the end of this month to submit the final plans for review. He stated the subcommittee reviewed the remaining items and came up with a scope of services they were comfortable with, and worked with City Attorney to prepare and execute a supplemental agreement with WM Morris and Associates to move forward with the project and meet the deadline set by KDOT.

Fireworks Display: Shaw stated our insurance company requested modifications to the fireworks display company's certificate of insurance. He stated that change added \$400 to their cost. Shaw asked if the show should be reduced from \$7,500 to \$7,100 or if we move forward with a \$7,500 show and add \$400 to cover that expense. Council consensus was to add the \$400 to the \$7,500 for a total of \$7,900.

Informational Memorandum and Final Comments:

Williams: Williams stated she received a call about the vacant home on 922 Money. Shaw stated he would check on the status on that home.

Childers: Childers reminded everyone of the Brick Street Festival this Friday and Saturday. He stated that several members of DAI have worked very hard on this as well as other members of the community.

Belt: Belt stated he received a call about parking on Summit on both side of the streets, making it very congested. He also stated that there was an empty lot north of Pauline that needs to be mowed.

Executive Session: At 7:41 p.m. Childers made a motion to go into executive session for 45 minutes to discuss matters deemed privileged under the attorney-client relationship under the Kansas Open Meetings Act. Childers asked that City Manager Josh Shaw and City Attorney Austin Parker join the Council in the executive session. The governing body will reconvene in the Council Chambers at 8:26 p.m. Malone seconded the motion. Motion carried without opposition.

At 8:26 p.m. Malone made a motion to exit executive session with no action being taken. Childers seconded the motion. Motion carried without opposition.

Adjourn: At 8:27 PM Malone made a motion to adjourn. Childers seconded the motion. Motion carried without opposition.

City Clerk

CITY COUNCIL
JUNE 2, 2014
7:00 P.M.

The Council of the City of Augusta, Kansas met in regular session on June 2, 2014, with Mayor Kristey Williams presiding. Council present were Jason Lowery, Matt Childers, Paul Belt, Jamie Crum, Sue Jones, Mike Rawlings, Ron Reavis, and Matt Malone. Also present: City Attorney Austin Parker, City Manager Josh Shaw, and City Clerk Erica Jones. Visitors present were: Belinda Larsen, Sarah Hoefgen, John Black, Myrna Rogers, Gary Rogers, Willis Wilson, and Ken Bratton.

Pledge of Allegiance

Prayer: Councilmember Jason Lowery gave the invocation.

Minutes: S. Jones made a motion to approve the minutes from the June 2, 2014 Council meeting. Malone seconded the motion. Motion carried without opposition.

Ordinance 5A: Malone made a motion to approve Ordinance 5A in the amount of \$855,323.19. Lowery seconded the motion. Motion carried without opposition.

Business:

Park Board Term Limits: Council discussed an ordinance establishing term limits and an official membership size for the Park Advisory Board. Council recommended a Park Advisory Board consisting of seven members, with staggered three year term limits, a maximum of two terms with eligibility to be reappointed after being off the board for one term, and two council members as voting members serving one term only.

Convention & Tourism Grant: Childers made a motion to approve a \$500 CTB grant to Kansas Museum of Military History for Open House and Book Signing as recommended by the City's Convention and Tourism Committee. Lowery seconded the motion. Motion carried with S. Jones voting in opposition.

Skid Steer Attachment Purchase: Rawlings made a motion to approve the low quote from White Star Machinery & Supply in the amount of \$14,517.60 for a cold planer skid steer attachment. Lowery seconded the motion. Motion carried without opposition.

Water Rate Ordinance: S. Jones would like to see the annual escalator begin July 1st, 2015. S. Jones made a motion to approve Ordinance 2059 establishing water rates with section C to be changed from January 1st to July 1st 2015. Malone seconded the motion. Roll Call: Malone Yea, Reavis Yea, Rawlings Yea, Jones Yea, Lowery Yea, Crum Yea, Childers Yea, and Belt Yea. Motion carried.

Utility Easement & Right of Way Vacation: Malone made a motion to approve the grant and conveyance of a perpetual utility easement of right of way for the construction, maintenance and operation of public utilities, over, along, and under 5th Avenue between Oak Street and Walnut Street. Lowery seconded the motion. Motion carried without opposition.

Malone made a motion to adopt Ordinance 2060 declaring it to be in the interest of the public welfare and safety to vacate and discontinue a portion of previously dedicated public street right of way on Fifth Avenue between Oak Street and Walnut Street contingent on an executed developer's agreement. Rawlings seconded the motion. Roll Call: Malone Yea, Reavis Yea, Rawlings Yea, Jones Yea, Lowery Yea, Crum Yea, Childers Yea, Belt Yea. Motion carried.

Malone made a motion to approve the draft of a Developers Agreement subject to approval of any revisions. Rawlings seconded the motion. Motion carried without opposition.

Supplement Engineering Agreement with Aqua Tech Engineering: Childers made a motion to approve a supplemental engineering services agreement with Aqua Tech Engineering for engineering services associated with new pipeline routing for El Dorado water pipeline. Malone seconded the motion. Motion carried without opposition.

Matters From/For Council:

Transient Guest Tax Funds: S. Jones made a motion to approve a recommendation from Augusta Convention and Tourism Committee to authorize an expenditure of up to \$2,000 of Transient Guest Tax funds for the 2014 4th of July fireworks show, raising the total cost of the show to \$7,500. Malone seconded the motion. Motion carried without opposition.

ICMA Conference: There was Council consensus to approve the City Manager's attendance at the annual ICMA Conference in Charlotte, NC September 14th thru September 17th.

Dearborn Street Project: Shaw stated that he has been working with the City Engineer and Superintendent of Schools to have the work along Dearborn completed prior to the start of the school year. Shaw stated the 2014 Street Sales Tax projects will go out to bid tomorrow with the bid opening June 13th. Shaw stated that the bid information may not be available in advance of the packet going out for the next meeting.

Informational Memorandum and Final Comments:

Jones: Jones stated that the storm drain at the cemetery was repaired, but now things are hanging off of the grate due to the rain. Jones stated she has continued to receive complaints about vehicles parked in yards and that this is something that will have to be addressed in the near future. She stated there are obvious signs of people driving their vehicles off road and causing large ruts around the City Lake. Williams recommended people call the Safety department with a tag number and vehicle description if they see someone doing that. Shaw stated it is very hard to repair and keep up with the damage. Williams stated we need to better help the Safety Department address it.

Crum: Crum asked what people think about items in the pot such as flags and signs. S. Jones stated she thinks it is fabulous. Shaw stated the only thing staff asked to be removed is advertising.

Childers: Childers stated someone that attended the Mobil Refinery reunion contacted him because he heard a rumor that the Mayor had a secret agreement with Senator Ty Masterson to provide him with the fencing and bleachers removed from the parks. Childers stated it is frustrating to have citizens engage in these sorts of discussions without consulting with any of the members of the Governing Body or staff regarding the veracity of the comments. He stated that more disgusting is that this Governing Body has been working very hard over the last several months to be one of the most open governments in this state, and to have this rumor floating about is a slap in the face. Shaw stated that some of the bleachers were provided to the Youth Soccer League per the Council's approval and that the rest will be sold at auction. Shaw stated the fence removed from the baseball fields was hauled off by the contractor.

Adjourn: At 8:22 PM Belt made a motion to adjourn. Childers seconded the motion. Motion carried without opposition.

City Clerk

CITY COUNCIL
JULY 21, 2014
7:00 P.M.

The Council of the City of Augusta, Kansas met in regular session on July 21, 2014, with Mayor Kristey Williams presiding. Council present were Matt Childers, Jason Lowery, Paul Belt, Jamie Crum, Mike Rawlings, Ron Reavis, and Matt Malone. Councilwoman Sue Jones was absent. Also present: City Attorney Austin Parker, City Manager Josh Shaw, Santa Fe Lake Caretaker Rod Davis, Director of Public Safety Tyler Brewer, Sergeant Chad McCluskey, Safety Officer Linden Blank, and City Clerk Erica Jones. Visitors present were: Belinda Larsen, John Black, Myrna Rogers, Sarah Hoefgen, Martin Goedecke, Dustin Avey, Monica McClure, Larry Henry, Ryan Stoops, and Gary Rogers.

Pledge of Allegiance

Prayer: Councilman Lowery gave the invocation.

Minutes: Reavis made a motion to approve the minutes from the July 7, 2014 Council meeting. Lowery seconded the motion. Motion carried without opposition.

Ordinance 7A: Rawlings made a motion to approve Ordinance 7A in the amount of \$1,028,797.68. Lowery seconded the motion. Motion carried without opposition.

Visitors:

Director of Public Safety Tyler Brewer: Brewer addressed the governing body regarding a request from the Lion's Club to use their Fireworks Stand Refund to purchase external safety vests for the Department of Public Safety. Brewer stated the current refund policy states it can only be used for infrastructure improvements. Shaw stated the Council could waive that provision of the policy for this specific request or adopt a new policy by resolution. Malone made a motion to waive the infrastructure requirement in the fireworks permit reimbursement policy for the purpose of purchasing external vests for the Department of Public Safety. Rawlings seconded the motion. Motion carried without opposition.

Business:

Impact Fee Waiver Request: Council asked staff to move forward with waiving the Impact Fee set by Resolution 2006-08 and authorizing staff to work with the City's bond counsel to draft a Resolution amending Resolution 2006-08 to be presented for approval at the August 4, 2014 council meeting.

Convention and Tourism Agreement with Augusta Chamber of Commerce: Malone made a motion to approve an agreement with the Chamber of Commerce for the management of the day to day business of convention and tourism in the City and to oversee the organization and implementation of policies relating to convention and tourism. Lowery seconded the motion. Motion carried without opposition.

Right of Way Permit Agreement: Reavis made a motion to approve a Right of Way permit Agreement with Global Parts for the installation of a fiber optic line within public right of way underneath Industrial Road in order to connect their properties located at 907 and 914 Industrial Road. Childers seconded the motion. Motion carried without opposition.

Facilities Use Agreement: Reavis made a motion to approve an agreement with Flint Hills Multisport LLC, D.B.A. Flatwater Fitness and Fun for use of facilities at Santa Fe Lake for on shore fitness and cross-training activities and human powered watercraft activities including Stand Up Paddleboard Yoga and Open Water Paddleboard, Canoe and Kayak rental pending staff working out insurance requirements with regard to worker's compensation insurance. Lowery seconded the motion. Motion carried without opposition.

Santa Fe Lake Raw Waterline Bid Award: Malone made a motion to approve the low base bid from Nowak Construction in the amount of \$180,146. Childers seconded the motion. Motion carried without opposition.

Council directed staff to ask Ray's how the impact of not being awarded the first part of the project will affect their bid on the add alternate and to contact Nowak to negotiate a lower price for the add alternate. Malone made a motion to table the action on the add alternate bid until the August 4, 2014 meeting. Reavis seconded the motion. Motion carried without opposition.

Corps Levee Project GO Bond Issuance: Malone made a motion to approve Resolution 2014-08 issuing General Obligation Bonds in the amount of \$3,135,000 to pay off temporary notes used to finance the Corps Levee Project and authorize the City Manager to execute a transaction letter with Piper Jaffray. Childers seconded the motion. Motion carried without opposition.

Rawlings made a motion to authorize the City Manager to execute a transaction letter with Piper Jaffray. Reavis seconded the motion. Motion carried without opposition.

Matters From/For Council:

Budget Work Session: Staff reminded the Council of the 2nd budget work session scheduled for 6:30 on July 28th.

Informational Memorandum and Final Comments:

Malone: Malone stated he was contacted by Jones to ask that something be on the next meeting agenda so we can discuss the utilities of properties downtown where there are two or three or more individuals at one property. Shaw stated staff would prepare something to discuss.

Reavis: Reavis received a call from gentleman in Woodland area on Brookdale about sewer backups in their area. He stated there have been four call outs recently and that the Sewer Department is aware of it and is providing a temporary solution to flush out the lines weekly. Shaw stated his understanding is the issue is identifying where the actual problem causing the backups is located. Shaw stated if the problem is between the tap and the home it is the property owner's responsibility to repair it. He stated if it is on the main it is our responsibility. He stated the initial assessment is that it is on the tap and that the property owner being impacted is not the property owner where the tap is experiencing the problem.

Reavis stated that Walnut and 5th Street has been vacated and that DJ Engineering has placed three barriers with tape on it in the street. Williams and Malone both stated the barriers were not there today. Shaw stated the permanent fix is that there is a permanent median.

Williams: Stated she had been contacted again about the sound level of the council meetings. Williams stated William and Susan Harvey contacted her about the time frame of the purchase and installation of the trash receptacles from their donations. Shaw stated the Park Dept is busy with mowing, but that he has directed staff to expedite installation.

Belt: Belt stated he has been contacted about the trash cans being left out for several days. Shaw stated he would like to do a de-brief on the trash system, including what has worked and what hasn't, and talk about enforcement of the policy. He stated he would rather approach it in a more comprehensive way rather than issue by issue.

Childers: Childers stated he received word from someone watching the meeting from home that they are not experiencing any sound issues.

Executive Session: At 8:08 p.m. Childers made a motion to go into executive session for 30 minutes under the attorney-client privilege exemption under the Kansas Open Meetings Act to seek advice on contract terms. Childers asked that City Manager Josh Shaw and City Attorney Austin Parker join the Council in the executive session. The governing body will reconvene in the Council Chambers at 8:30 p.m. Malone seconded the motion. Motion carried without opposition.

At 8:39 p.m. Malone made a motion to exit executive session with no action being taken. Childers seconded the motion. Motion carried without opposition.

Adjourn: At 8:39 PM Malone made a motion to adjourn. Lowery seconded the motion. Motion carried without opposition.

City Clerk

CITY COUNCIL
SPECIAL MEETING
JULY 28, 2014
6:30 P.M.

The Council of the City of Augusta, Kansas met in a special meeting on July 28, 2014, with Mayor Kristey Williams presiding. Council present were Matt Childers, Jason Lowery, Jamie Crum, Mike Rawlings, Sue Jones, and Matt Malone. Council member Paul Belt was absent. Also present: City Manager Josh Shaw and City Clerk Erica Jones. Visitors present were: Kent Bush, Tyler Brewer, Ray Marbut, Tim Follis, Chad McCluskey, Bill Webster, Russell Still, Anthony Craft, Brian Alfaro, Rod Davis, Josh Anderson, and Greg Williamson.

Business:

Schedule Public Hearing for 2015 Budget: Rawlings made a motion to schedule a special meeting of the Governing Body for 7:00 p.m. on August 11, 2014 at City Hall, to conduct a public hearing and consider adoption of the 2015 Budget. Malone seconded the motion. Motion carried without opposition.

Adjourn: At 6:34 PM Malone made a motion to adjourn. Childers seconded the motion. Motion carried without opposition.

City Clerk

CITY COUNCIL
JULY 7, 2014
7:00 P.M.

The Council of the City of Augusta, Kansas met in regular session on July 7, 2014, with Mayor Kristey Williams presiding. Council present were Matt Childers, Jason Lowery, Paul Belt, Jamie Crum, Mike Rawlings, Sue Jones, Ron Reavis, and Matt Malone. Also present: City Attorney Austin Parker, City Manager Josh Shaw, and City Clerk Erica Jones. Visitors present were: Belinda Larsen, Pete Dueringer, Peter Cook, Don Gamble, and Brenda Gamble.

Pledge of Allegiance

Prayer: Pete Dueringer, Christ Lutheran Church, gave the invocation.

Minutes: S. Jones made a motion to approve the minutes from the June 16, 2014 Council meeting. Malone seconded the motion. Motion carried without opposition.

Ordinance 6A: Lowery made a motion to approve Ordinance 6A in the amount of \$1,269,564.47. S. Jones seconded the motion. Motion carried without opposition.

Ordinance 7: Lowery made a motion to approve Ordinance 7 in the amount of \$475,231.36. Reavis seconded the motion. Motion carried without opposition.

Visitors:

Sarah Hoefgen, Executive Director of the Augusta Chamber of Commerce, presented a request to use the City Council Chambers and A/V equipment to conduct a Candidates forum for the Kansas House of Representatives 77th District seat at 7:00 p.m. on July 29th, 2014. Reavis made a motion to approve the use the City Council Chambers and A/V equipment to conduct a Candidates forum for the Kansas House of Representatives 77th District seat at 7:00 p.m. on July 29th, 2014. Lowery seconded the motion. Motion carried without opposition.

Business:

Augusta Housing Authority Board Appointment: Rawlings made a motion to approve the appointment of Chuck Bowman to the Augusta Housing Authority Board for a four-year term ending April 2018. Belt seconded the motion. Motion carried without opposition.

Strategic Plan: Childers made a motion to adopt the 2014-2018 Strategic Plan. Lowery seconded the motion. Motion carried without opposition.

Matters From/For Council:

Budget Work Sessions: Malone made a motion to schedule budget work sessions at 6:30 p.m. on July 14th and July 28th. Lowery seconded the motion. Motion carried without opposition.

Compost/Limb Yard Hours: Shaw provided an update on the revised compost/limb yard hours to be implemented starting July 7, 2014. He stated the two areas would be combined and would be open Wednesday through Thursday from 7:30 a.m. to 6 p.m., Saturday and Sunday from 9 a.m. to 5 p.m., and closed on Monday and Tuesday. S. Jones made a motion to approve the proposed hours for the compost/limb yard. Malone seconded the motion. Motion carried without opposition.

Informational Memorandum and Final Comments:

Reavis: Reavis thanked everyone who was out at the lake after the fireworks display and picked up the trash from the fireworks they discharged and said shame on those that didn't pick up after themselves. He thanked the Harvey's and other lake walkers that went around and picked up the trash. Reavis stated there is an Eagle Scout named Adam Spillman whose project is landscaping and beautification at the Library. Reavis thanked him and his fellow scouts for their hard work at the Library the last few Saturdays.

S. Jones: Jones stated she has received several complaints about yards that need mowed, cars in yards, trash that needs picked up, and that there is a mattress behind her building that has been there for some time. She asked that since blight is an issue the council wants addressed, that City Inspector Dan Allen make a presentation at the next council meeting regarding what has been done to address the blight. Shaw stated the next meeting is going to have a large agenda, but that he would have him present at the first meeting in August.

Williams: Williams stated that the Garvin Park entrance looks great thanks to Brian Alfaro and his Parks Department crew. Williams stated the City needs to talk about implementing an adjustment in the trash schedule for the holidays. She said that maybe we could allow tied bags next to their cans for certain holidays such as Thanksgiving and Christmas. Shaw stated that staff has discussed creating a more formal policy regarding trash pickups around holidays.

Crum: Crum seconded S. Jones' inquiry about blight, specifically regarding cars parked in yards.

Childers: Childers thanked Downtown Augusta, Inc. for all their hard work with regard to the Brick Street festival.

Executive Session: At 7:24 p.m. Childers made a motion to go into executive session for 30 minutes under the attorney-client privilege exemption under the Kansas Open Meetings Act to seek advice on contract terms. Childers asked that City Manager Josh Shaw and City Attorney Austin Parker join the Council in the executive session. The governing body will reconvene in the Council Chambers at 7:54 p.m. Malone seconded the motion. Motion carried without opposition.

At 7:57 p.m. Malone made a motion to exit executive session with no action being taken. Rawlings seconded the motion. Motion carried without opposition.

At 7:57 p.m. S. Jones made a motion to go into executive session for 20 minutes under the attorney-client privilege exemption under the Kansas Open Meetings Act to seek advice on contract terms. Childers asked that City Manager Josh Shaw and City Attorney Austin Parker join the Council in the executive session. The governing body will reconvene in the Council Chambers at 8:17 p.m. Malone seconded the motion. Motion carried without opposition.

At 8:17 p.m. S. Jones made a motion to exit executive session with no action being taken. Lowery seconded the motion. Motion carried without opposition.

Visitors:

Don Gamble, representing K-9 Search and Rescue of Kansas, presented a request to hold a 5K/1 Mile benefit run in Augusta on September 20, 2014 at 7:30 a.m. Shaw stated this would be a loop the lake event and would be easy for staff to work out the logistics with them. Rawlings made a motion to approve a 5K/1 Mile benefit run for K-9 Search and Rescue of Kansas around the Augusta Lake on September 20, 2014 at 7:30 a.m. Malone seconded the motion. Motion carried without opposition.

Adjourn: At 8:22 PM Malone made a motion to adjourn. Childers seconded the motion. Motion carried without opposition.

City Clerk

CITY COUNCIL
SPECIAL MEETING
AUGUST 11, 2014
7:00 P.M.

The Council of the City of Augusta, Kansas met in a special meeting on August 11, 2014, with Mayor Kristey Williams presiding. Council present were Matt Childers, Jason Lowery, Paul Belt, Jamie Crum, Mike Rawlings, Sue Jones, Ron Reavis and Matt Malone. Also present: City Manager Josh Shaw and City Clerk Erica Jones. Visitors present were: Colleen Beckley, Chad McCluskey, Tim Follis, Chris Scheuber, Ray Marbut, Adam Spickler, and Derek Highbarger.

Mayor Williams called the meeting to order at 7:00 p.m.

Public Hearing: The Mayor opened the public hearing. The Mayor closed the public hearing after no one in the audience stepped forward to address the governing body.

Proposed Budget: Childers made a motion to adopt the 2015 budget as published. Lowery seconded the motion. Motion carried with S. Jones and Malone voting in opposition.

Adjourn: At 7:08 p.m. Malone made a motion to adjourn. Reavis seconded the motion. Motion carried without opposition.

City Clerk

CITY COUNCIL
AUGUST 18, 2014
7:00 P.M.

The Council of the City of Augusta, Kansas met in regular session on August 18, 2014, with Mayor Kristey Williams presiding. Council present were Matt Childers, Jason Lowery, Paul Belt, Jamie Crum, Mike Rawlings, Sue Jones, Ron Reavis, and Matt Malone. Also present: City Attorney Austin Parker, City Manager Josh Shaw, and City Clerk Erica Jones. Visitors present were: Kent Bush, John Black, Dustin Avey, Cindy Hicks, Larry Holloway, Kathy Walter, Kelly Modlin, Sarah Hoefgen, Angie Johnston, Russell Still, and Gayle Martin.

Pledge of Allegiance

Prayer: Councilman Rawlings gave the invocation.

Minutes: Reavis made a motion to approve the minutes from the August 4, 2014 Council meeting. Childers seconded the motion. Motion carried without opposition.

Childers made a motion to approve the minutes from the August 11, 2014 Special Meeting. Malone seconded the motion. Motion carried without opposition.

Ordinance 8: Malone made a motion to approve Ordinance 8 in the amount of \$421,317.01. Childers seconded the motion. Motion carried without opposition.

Visitors:

Gayle Martin, representing Wichita State University's Hugo Wall School, presented a certificate to the City recognizing staff's participation and completion of the Municipal Leadership Seminar series.

Larry Holloway, representing the Kansas Power Pool (KPP), invited City Council members to attend KPP's strategic planning retreat in September.

Kathy Walter, representing Flinthills Services, Inc., presented the Council with information regarding services available to citizens in Butler County with developmental disabilities.

Cindy Hicks, representing Downtown Augusta, Inc., requested the City Council support a "tree" sponsorship program for Christmas lights downtown. Council supported the initiative.

Angie Johnston, representing the Augusta High School Booster Club, requested the City allow the Club to host a bonfire on the City Lake Peninsula on September 11th from 8:30 to 9:30 p.m. Malone made a motion to adopt Ordinance 2064 establishing a procedure for the issuance of a temporary fire permit by amending Chapter 12, Article 1, Section 103 of the Code of the City of Augusta, KS 2010. S. Jones seconded the motion. Roll Call: Malone Yea, Reavis Yea, Rawlings Yea, Jones Yea, Crum Yea, Childers Yea, Belt Yea. Motion carried without opposition. Malone made a motion to authorize staff to draft and execute a special permit and work with the Booster Club to meet all insurance requirements. Rawlings seconded the motion. Motion carried without opposition.

Business:

Special Event Resolution: Malone made a motion to approve Resolution 2014-11 authorizing the sale and consumption of alcoholic liquor on public property in accordance with the provisions of

K.S.A. 41-2645 and K.S.A. 41-719, and related to the “Steaks on the Bricks” event as detailed in the written request submitted by Kelly Modlin. Reavis seconded the motion. Motion carried with Rawlings voting in opposition.

Issuance and Sale of Bonds for the Corp Levee Project: Childers made a motion to accept a bid from FTN Financial Capital Markets at a net interest cost of 2.951711%. Reavis seconded the motion. Motion carried without opposition.

Malone made a motion to approve Ordinance 2063 authorizing the issuance of General Obligation bonds, Series 2014-A; providing for the levy and collection of an annual tax for the purpose of paying the principal and interest on said bonds as they become due; authorizing certain other documents and actions in connection to the bond issuance; and making certain covenants with respect to the bond issuance. Reavis seconded the motion. Roll Call: Malone Yea, Reavis Yea, Rawlings Yea, Jones Yea, Crum Yea, Childers Yea, Belt Yea. Motion carried without opposition.

Malone made a motion to approve Resolution 2014-12 authorizing the issuance and delivery of General Obligation Bonds, Series 2014-A. Rawlings seconded the motion. Motion carried without opposition.

Continuing Disclosure Services: S. Jones made a motion to table this item until the next council meeting to give staff time to clarify the statement that Gilmore & Bell expects to be reimbursed for all out-of-pocket third-party expenses made on the City’s behalf. Reavis seconded the motion. Motion carried without opposition.

Electric Utility Easement and Right of Way: Rawlings made a motion to approve and accept a twenty foot Electrical Utility Easement and Right of Way granted by the Church of Christ to the City of Augusta. Childers seconded the motion. Motion carried without opposition.

City Policy Statement – Disposal of Property: Council discussed a city policy statement outlining a standard procedure for the expeditious disposal of surplus property that is obsolete or no longer deemed essential for use by the City. Rawlings made a motion to approve the City Policy Statement for Disposal of Property and to approve the form of the policy statement with the addition of a revision number. Malone seconded the motion. Motion carried without opposition.

Matters From/For Council:

September 15, 2014 Council Meeting: Reavis made a motion to reschedule the September 15, 2014 City Council meeting to September 22, 2014. Childers seconded the motion. Motion carried without opposition.

2015 Budget: Shaw provided a recap of the 2015 Budget adopted by the City Council at the public hearing on August 11, 2015. Council asked staff to provide this information on the City’s website.

Sewer and Wastewater Fees: Council discussed sewer and wastewater fees for customers not billed for water. Council directed staff to investigate the bond covenant requirements regarding the fee revenue and bring that information back to the council along with a recommended adjustment to make the fees fair and equitable.

Cemetery Tour: Augusta Historical Society sent a request to the Mayor to conduct their annual Elmwood Cemetery Tour on October 18th and 19th. Malone made a motion to approve the request. Reavis seconded the motion. Motion carried without opposition.

Informational Memorandum and Final Comments:

Reavis: Reavis thanked the Public Works staff on the back for work they did at limb pile and for handling the extra load of limbs after the recent storm. He stated it was a nice community statement that everyone cleaned their yards up quickly and helped each other with the cleanup.

Rawlings: Rawlings stated that the Kelly/Dearborn intersection should be open by the end of this week.

Jones: Jones commented that the tri-fold flyer on code enforcement was done well. Shaw stated it would be used as a communication tool with the public.

Williams: Williams inquired about the status of the trash receptacles donated by the Harvey's. Shaw stated that two are done and that there is one more that staff will be working on assembling. Williams stated that Ronny Larry contacted the City about volunteering to clean up big rock area just east of Docking Park. She stated he will be cleaning up the rocks and limbs.

Crum: Crum stated she was at a funeral at our Cemetery on Saturday and said the chair covers provided were in very bad shape and that she could provide pictures of them. She stated she thinks it would be good for us to look into providing the service. S. Jones stated she contacted the two funeral homes in town and both said they would not experience a financial impact if we provided that service, but that they did say they would not recommend getting involved with setting the vault lids.

Executive Session:

At 8:55 p.m. Childers made a motion to go into executive session for 50 minutes under the attorney-client privilege exception to the Kansas Open Meetings Act. Childers asked that City Manager Josh Shaw and City Attorney Austin Parker join the Council in the executive session. The governing body will reconvene in the Council Chambers at 9:45 p.m. Malone seconded the motion. Motion carried without opposition.

At 9:45 p.m. Rawlings made a motion to exit executive session with no action being taken. Malone seconded the motion. Motion carried without opposition.

Adjourn: At 9:45 PM Malone made a motion to adjourn. Rawlings seconded the motion. Motion carried without opposition.

City Clerk

CITY COUNCIL
AUGUST 4, 2014
7:00 P.M.

The Council of the City of Augusta, Kansas met in regular session on August 4, 2014, with Mayor Kristey Williams presiding. Council present were Matt Childers, Jason Lowery, Paul Belt, Jamie Crum, Mike Rawlings, Sue Jones, Ron Reavis, and Matt Malone. Also present: City Attorney Austin Parker, City Manager Josh Shaw, and City Clerk Erica Jones. Visitors present were: John Black, Myrna Rogers, Russell Still, Anthony Craft, Brian Alfaro, Kelly Modlin, Larry Henry, Bill Morris Jr., Sarah Hoefgen, Tracy Hayden, Denise Lange, Linda Atkins, Becky Middleton, Patty Hill, and Sue Hoefgen.

Pledge of Allegiance

Prayer: Pastor Nathan Slaughter, Haverhill Christian Church, gave the invocation.

Minutes: S. Jones made a motion to approve the minutes from the July 21, 2014 Council meeting. Lowery seconded the motion. Motion carried without opposition.

Rawlings made a motion to approve the minutes from the July 28, 2014 Special Meeting amended to remove Ron Reavis as present. Malone seconded the motion. Motion carried without opposition.

Ordinance 7B: Childers made a motion to approve Ordinance 7B in the amount of \$418,189.34. Lowery seconded the motion. Motion carried without opposition.

Visitors:

Denise Lange 14176 SW Ohio Street Road, Augusta: Lange stated that her son Private First Class Aaron Michael Thomas was killed in 2009 in a collision while on duty and was awarded a bronze life-size cross two years after his death by A Walk To Remember. Lange stated she would like to find a permanent home to display the cross in Augusta and would be willing to donate it to the City to be displayed in a public location. Williams thanked Lange for her interest in donating the cross and asked if she had a particular location in mind? Lange stated she did not and that it could be displayed indoors or outdoors. The Council was very interested in displaying the cross and stated they would look to staff or the Park Board to determine a good location.

Linda Atkins 1314 State Street: Atkins stated her father James Barkley, a veteran of the Korean and Vietnam War, passed away about a year ago. She stated that at the time of his passing she and her four brothers donated \$500 each in his name to the Leonard Whitehill American Legion Post 189 and the Auxiliary unit. Atkins stated they discussed the possibility of placing a memorial flagpole and fittings at Docking Park. Williams asked if the funds donated would be used towards those purchases. Atkins stated they would.

Kelly Modlin: Modlin is organizing a steak feed on the bricks. He stated it is being planned for October 15th and that he would be requesting the closure of the 500 block of State Street from 6-9 p.m. Modlin stated he spoke to Jim Fay with ABC about serving alcohol and was told to ask the City to draft a resolution for a temporary permit for that evening. City Attorney Austin Parker stated he and staff are aware of this request and that there will be an action item before the Council at the next council meeting in August for the Council to consider. Reavis asked if the issue is with closing the street or serving alcohol. Shaw stated it is because of the consumption and sale of alcohol on public property.

Recognition: Williams and Shaw recognized and congratulated city employees Brian Alfaro and Anthony Craft for recently being accepted into the Leadership Butler Class of 2014.

Downtown Augusta Inc.: Williams introduced Cindy Thomas-Hicks new Downtown Augusta Inc. Executive Director.

Adopt-A-Pot Winners: Williams presented the winners of the 2014 Adopt-A-Pot program with their certificates and prizes. 1st Place was Lakepoint, 2nd Place was American Legion Auxiliary, and 3rd Place was Madrigal Insurance, with Jaye Mayfield as an honorable mention. S. Jones recognized Paula Pressnell and Renee Harrison for judging the pots this year.

Docking Park Memorial: Gary Rogers presented a request on behalf of Leonard Whitehill American Legion Post 189 and American Legion Auxiliary to create a flag memorial in Docking Park to be paid for by private donations. Rogers asked for a donation of brick street pavers for the memorial. Reavis voiced concern with parking at Docking Park. S. Jones made a motion to direct the Park Board to work with the American Legion on the location, design, layout, and cost estimate of this project. Malone seconded the motion. Motion carried without opposition.

Community Garden: Monica Guilliams, School Nurse with the Augusta School District and representing a local action alliance, presented a request to the Council to consider approval of a concept to create a “community garden” in the Meadowview Acres area adjacent to Garvin Park. Guilliams stated it would be both communal and community. She stated the communal portion would serve the needy through local organizations and people could rent plots in the community portion. Guilliams stated her group is asking the council to dedicate the land to be used for the “community garden”. She stated they would like the island area because there is 360 degree access, there is parking available, and there is water available. S. Jones concerned that the Park Board should review this and make a recommendation because there has also been interest in this area for a dog park, skate park, and other types of parks and we need to have a coordinated plan for the parks. Malone made a motion to direct them to work with the Park Board to come up with a location and other aspects of this project and make a recommendation to the governing body. Lowery seconded the motion. Motion carried without opposition.

Business:

Kansas Rehabilitation Tax Credit Application: Lowery made a motion to authorize the City Manager to submit a Kansas Rehabilitation Tax Credit Application to the Kansas State Historic Preservation Office for the Augusta Frisco Depot. Malone seconded the motion. Motion carried with Reavis voting in opposition.

Frisco Depot Bid Letting: S. Jones made a motion to authorize staff to notify KDOT of our intent to administer the project locally. Malone seconded the motion. Motion carried without opposition.

Code Enforcement Efforts: Staff gave a presentation regarding code enforcement procedures within the City. City Attorney Austin Parker presented for discussion and consideration an Ordinance establishing certificates of occupancy and habitation within the corporate limits of the City and providing for the enforcement thereof. Rawlings made a motion to table further discussion to a work session. Childers seconded the motion. Motion carried without opposition.

Library Board Appointment: Reavis made a motion to approve the appointment of Sara Bird as Trustee to fill the unexpired term (July 2014 to May 2016) of Marilyn Cruit on the Library Board. Lowery seconded the motion. Motion carried without opposition.

Add Alternate Waterline Project Bid: Reavis made a motion to reject the bids and not construct the Add Alternate Waterline Project. Rawlings seconded the motion. Motion carried without opposition.

Augusta Heights Waterline Impact Fees: Malone made a motion to approve Resolution 2014-09 amending Resolution 2006-08 to waive impact fees related to the Augusta Height's waterline. Childers seconded the motion. Motion carried without opposition.

Fixed Asset Waiver: Reavis made a motion to approve Resolution 2014-10 requesting the State Director of Accounts and Reports waive the requirements of K.S.A. 75-1120a(a) with regard to the City's 2014 financial statements and reports. Rawlings seconded the motion. Motion carried without opposition.

Matters From/For Council:

Standard & Poor's Rating: Staff was pleased to report that Standard & Poor's has reaffirmed the City's bond rating of AA-.

Public Hearing for 2015 Budget: Staff reminded Council of the 2015 Budget public hearing scheduled for 7:00 p.m. on August 11, 2014 at City Hall.

League of Kansas Municipalities Conference: Discussion regarding Governing Body member's attendance at the League of Kansas Municipalities Conference in Wichita, KS October 11-13. Shaw asked that any governing body members interested in attending contact Nancy Turnage to register.

Informational Memorandum and Final Comments:

Malone: Malone congratulated and thanked the WFO Guys on another successful car show. Reavis stated there were 321 cars registered and 99 of those had an Augusta address.

Reavis: Reavis thanked city staff for helping with the WFO Guys annual car show and the citizens and businesses for supporting it.

Reavis stated the July 8th minutes of the County Commission stated the County received complaints from County residents that they are under control of by governing body members that they do not elect because they are within the three mile growth area of the City. Shaw stated we have an interlocal agreement or memorandum of understanding with the County regarding the growth area around our city limits. He stated Andover and other communities have these kinds of agreements. Williams asked Shaw to contact Commissioner Palmer about this. Shaw stated he would get in touch with David Alfaro at the County.

Reavis stated there had been previous discussion about the delivery of the Wichita East newspaper. Reavis stated the way he understood it we have to catch someone delivering the newspaper to determine if it meets the City's littering laws. Reavis stated he contacted the newspaper and asked them to stop delivering them to his home and on Sunday he witnessed them delivering a paper to his home. He stated he stopped the guy who was delivering it and asked him to pick it up. Reavis stated he then contacted the Department of Public Safety and filed a police report. He stated if the Governing Body wants him to, he could be the person to pursue this. Parker stated he would speak to staff to see what can be done, even beyond the littering laws.

Crum: Crum had a citizen call about the compost hours being changed and that she doesn't take the paper or check the website and asked if it couldn't be posted to the city bills. E. Jones stated there isn't really enough room to print that much information on the bills and that the decision to change the hours was made so quickly there would not have been enough time for them to receive the information before the change.

Childers: Childers stated that Augusta Youth Soccer received old bleachers removed from Garvin Park from the City previously and would respectfully request two more. Belt made a motion to donate two more bleachers to AYS. Reavis seconded the motion. Motion carried without opposition.

Belt: Belt stated he was contacted about the gravel road on Harrington between State and Bobbie where the gravel meets the pavement. Shaw stated he would have staff look into it.

Adjourn: At 9:12 PM Belt made a motion to adjourn. Childers seconded the motion. Motion carried without opposition.

City Clerk

CITY COUNCIL
SEPTEMBER 2, 2014
7:00 P.M.

The Council of the City of Augusta, Kansas met in regular session on September 2, 2014, with Mayor Kristey Williams presiding. Council present were Matt Childers, Jason Lowery, Paul Belt, Jamie Crum, Mike Rawlings, Sue Jones, Ron Reavis, and Matt Malone. Also present: City Attorney Austin Parker, City Manager Josh Shaw, and City Clerk Erica Jones. Visitors present were: Kent Bush,

Pledge of Allegiance

Prayer: gave the invocation.

Minutes: made a motion to approve the minutes from the August 18, 2014 Council meeting. seconded the motion. Motion carried without opposition.

Ordinance 8A: made a motion to approve Ordinance 8A in the amount of \$3,027,556.12. seconded the motion. Motion carried without opposition.

Visitors:

Kerry Unrein presented a request to use the Kerry Unrein Stage in Garvin Park for a bicycle swap meet as well as the waiver of the standard rental fee.

Business:

Continuing Disclosure Services: made a motion to approve the proposal from Gilmore & Bell, P.C. authorizing them to assist the City in meeting its continuing disclosure obligations through August 31, 2019 for an annual fee of \$1,200. seconded the motion. Motion carried with Rawlings voting in opposition.

KP&F: made a motion to adopt Resolution 2014-13 providing for the affiliation of the City with the Kansas Police and Firemen's (KP&F) Retirement System starting January 1, 2015 for future eligible police and firefighters, and also providing for the transfer of the membership of all current eligible police and firefighters from the Kansas Public Employees Retirement System (KPERs). This only applies to eligible employees going forward from the effective date of January 1, 2015 and the City is not buying back any prior years of service. seconded the motion. Motion carried without opposition.

2014 STO & UPOC: made a motion to approve Ordinance 2065 regulating traffic within the corporate limits of the City of Augusta, Kansas; incorporating by reference the Standard Traffic Ordinance for Kansas Cities, edition of 2014, subject to changes and additions; and repealing all conflicting ordinances. seconded the motion. Roll Call: Malone Yea, Reavis Yea, Rawlings Yea, Jones Yea, Crum Yea, Childers Yea, Belt Yea. Motion carried without opposition.

made a motion to approve Ordinance 2066 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 of 2014, subject to changes and additions; and repealing all conflicting ordinances. seconded the motion. Roll Call: Malone Yea, Reavis Yea, Rawlings Yea, Jones Yea, Crum Yea, Childers Yea, Belt Yea. Motion carried without opposition.

ADA Accessible Ramp: made a motion to approve the installation of an ADA accessible ramp on public sidewalk in Downtown Augusta to accommodate a new entryway for Community National Bank. seconded the motion. Motion carried without opposition.

League of Kansas Municipalities Voting Delegates for Conference: made a motion to designate _____ as voting delegates for the annual League of Kansas Municipalities meeting. seconded the motion. Motion carried without opposition.

KLINK Project: made a motion to approve Supplemental Agreement No. 1 for Project No. 54-8 U-0139-01 for an asphalt resurfacing project on US Highway 54/400 from the West City Limits to 280 feet West of Walnut Street. seconded the motion. Motion carried without opposition.

Matters From/For Council:

FEMA LAMP Certification: Shaw provided an update of the FEMA LAMP certification process for the levee system.

City Manager Out of Office: Shaw reminded the Governing Body that he will be out of the office the week of September 13th – 20th for the ICMA conference.

Council Meeting Rescheduled: Shaw reminded the Governing Body that the next council meeting is scheduled for 7 p.m. on September 22, 2014 at City Hall.

Informational Memorandum and Final Comments:

Adjourn: At PM _____ made a motion to adjourn. _____ seconded the motion. Motion carried without opposition.

City Clerk