

The Council of the City of Wellington, Kansas, met in Regular Session on July 18, 2017 at 6:30 p.m., in the City Council Room, City Administration Center, with Mayor Shelley Hansel presiding.

The Pledge of Allegiance was led by Mayor Hansel.

The Invocation was given by Reverend Val Warman of Mayfield Federated Church.

Council members Kip Etter, Kelly Hawley, Jim Valentine, and Vince Wetta were present at roll call. Council members Jan Korte, and Bill Butts were absent with approval, at roll call.

Members of the Staff present were City Manager Shane Shields, City Attorney Shawn DeJarnett, Public Utilities Director Jason Newberry, Public Works Director Jeremy Jones, and Accounting Clerk Kelly Ford.

AUDIENCE PARTICIPATION

City Manager Shields introduced new Airport Manager, Matt Wiebe. He shared that Matt started his job with the City of Wellington on July 2, 2017, and is from Eldorado Kansas. He has a Bachelor's degree in Aeronautical Technology from K-State in Salina, and has a long history around aviation as his Father operates an air repair service and Matt has worked with him since 1999. Manager Wiebe said he hoped to get the community involved in Airport activities and told the Airport is bringing the Kansas Air Tour back to Wellington in the near future. Council member Wetta told that Mr. Wiebe was the best candidate for the job and feels confident that he will improve the Airport facility's needs.

CONSENT AGENDA

Council member Etter moved to approve the Consent Agenda. Council member Wetta seconded. The motion carried. The following items were approved under the Consent Agenda.

- APPROVAL OF MINUTES
 - 1) Regular Session of June 20, 2017
 - 2) Work Session of June 26, 2017
- APPROVAL OF APPROPRIATIONS
 - 1) Payroll Report for June 11-24, 2017 \$236,270.49
 - 2) Payroll Report for June 25-July 8, 2017 \$243,078.69
 - 3) ACH Authorization Voucher #1055 for BCBS for June 7-13, 2017
 - 4) ACH Authorization Voucher #1056 for BCBS for June 14-20, 2017
 - 5) ACH Authorization Voucher #1057 for BCBS for June 21-27, 2017
 - 6) ACH Authorization Voucher #1058 for BCBS for June 28-July 4, 2017
 - 7) ACH Authorization Voucher #1059 for BCBS for July 5-11, 2017
 - 8) EFT for Airport Fuel for June 25, 2017
 - 9) Claims Register for June 17-July 14, 2017 \$1,146,323.97
- RECEIPT OF COUNCIL CORRESPONDENCE
 - 1) Clerk's Report for June 2017
 - 2) Electric, Waterworks, Sewage Operating Report for June 2017
 - 3) Treasurer's Quarterly Report for April 1-June 30, 2017
 - 4) Sales Tax & Compensating Use Tax for May 2017
 - 5) Police Activity Report for June 2017
 - 6) Ambulance Monthly Financial Report for June 2017
 - 7) Fire/EMS Activities/Overtime/Revenue Report for June 2017
 - 8) Building Demo Permit Report for June 2017
 - 9) Code Compliance Violations Report for June 2017
 - 10) Weed Notice Publications for June 21, 2017

- 11) Weed Notice Publications for July 5, 2017
- 12) Weed Notice Publications for July 12, 2017
- 13) Park Board Meeting Minutes June 12, 2017
- 14) Housing Authority Board Meeting Minutes for May 23, 2017
- 15) Planning Commission Meeting Minutes for April 25, 2017
- 16) 2017 Firework Complaint Memo from Police Chief Heath
- 17) Media Release of July 12, 2017-Board of Zoning Appeals Vacancy
- 18) SCCDAT Newsletter for June 2017

REPORTS OF MAYOR AND COUNCIL

Council member Etter shared how nice the planters in downtown Wellington look. He also mentioned the new laws regarding the swimming pool slides. Manager Shields said the law went into effect July 1st, and after meeting with City Attorney DeJarnett, a decision was made to leave the slide open at this time. There is a question whether or not the City needs to have the slide inspected, and if this applies to our slides. Attorney DeJarnett told the Attorney General hasn't set the statutory definition of whether slides propel riders down or just provide lubrication. So the City isn't sure where we fall under the act and there are only four inspectors in the state of Kansas at this time to inspect.

Council member Valentine mentioned the Century Park sign and the donation from Linda Stewart to the City, adding it looks very nice. He shared the road closure from Harvey Street south to Botkin that starts on July 19, 2017. Public Works Director Jones stated there will be a detour on Jefferson Street from Harvey to Botkin. The closure will be for approximately 2.5 months. Manager Shields told of the project funding.

Council member Wetta told about his vacation to 18 states. He visited 6 state capitals and discussed roads and extra budget meetings that were held to balance the budgets in those states as well. He said that even with our issues going on in the City of Wellington we have a lot to be thankful for as many other cities have far more things to worry about than us.

Mayor Hansel shared a thank you to the City for the involvement in the Kansas Wheat Festival and the volunteers who worked at the Picnic in the Park. She also thanked the City for the Fireworks show on July 3rd, and congratulated the Heat baseball team as they are currently in the League Tournament here in Wellington. She also read a letter from the SCEDC that was signed by the Board of Directors mindfully reminding the citizens of Wellington to be positive when using social media as every resident is a salesperson of Sumner County. Future sustainability and growth in the area are reliant upon a united Sumner County which portrays itself as a pioneering, forward-thinking County open to all commerce.

REPORTS OF CITY OFFICIALS

Tire Removal Report, 220 N. Haslet-Letter from KDHE, dated July 10, 2017. Public Works Director Jones shared the update regarding the extension that was given. He has had direct contact with KDHE and was told the representative received a call from a concerned citizen on the issue. They got involved and requested assistance with local police to find the source of the tires. They found it was a tire business in Wichita. The company is being held accountable for the tires and have until July 24th to remove them from the premises. If the tires are not removed by that date, KDHE will step in and within a 2-4 week period will have tires removed and assess that business. The property owner Kristy Debuhr spoke and thanked Robert Hamilton and Samantha Brown for their help in getting involved and thanked the City for their help. She told several schools took tires and made decorations and over 300 tires were taken by citizens to reuse. Council member Etter asked if anyone has heard from the tire company. Director Jones said no and stated this was in the hands of KDHE and they will be the ones to enforce this issue. The City will be in contact with KDHE if no movement by July 24th.

PUBLIC HEARING

No public hearings were on the agenda for the meeting this evening.

ORDINANCES

No ordinances were on the agenda for the meeting this evening.

RESOLUTIONS

A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A POWER PURCHASE CONTRACT BETWEEN THE CITY OF WELLINGTON, KANSAS AND THE KANSAS POWER POOL (KPP) FOR THE PURCHASE OF ELECTRICITY (contract included) was introduced and considered. City Manager Shields introduced Mark Chesney from the KPP. The staff recommends approval of the contract with KPP. Council member Hawley moved to approve this resolution as read. Council member Etter seconded the motion. Council member Wetta asked if different rates can be charged to different communities. Mark Chesney from KPP responded that the KPP might do financing for a specific project being unique to an individual city. If this was not a pool project then their might be a different rate that the KPP would finance the city for. Council member Wetta shared his concerns of perpetuity and no escape clause. Council member Hawley asked if the City staff recommends approval of the project. City Manager Shields stated that there are issues that need to be addressed however you compare that to the unknown and our ability to negotiate future power contracts as an individual entity that is an unknown. The City staff feel's the risk is far greater in that respect and with much further review is to approve the contract. Public Utilities Director Jason Newberry stated that it is definitely more cost effective to be a part of the KPP. Council member Etter asked about the other municipality that has not signed the contract. Mr. Chesney said if Wellington signs the contract tonight, that will be 23 out of 24 cities who have signed with Attica being the only one who hasn't, and they have many issues to work out before signing the contract. Upon roll call vote, those voting "Aye" were Council members Etter and Hawley. Those voting "Nay" were Council members Valentine and Wetta . Mayor Hansel was asked to vote on the issue. She voted "Aye". Vote was 3 to 2. Number 5825 was assigned to this Resolution.

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN ADVANCED LIFE SUPPORT (ALS) BILLING AGREEMENT BETWEEN THE CITY OF WELLINGTON, KANSAS FIRE/EMS DEPARTMENT AND THE CITY OF BLACKWELL, OKLAHOMA FIRE/EMS DEPARTMENT was introduced and considered by City Manager Shields. Fire Chief Hay is attending a training class this evening and is unable to be here to explain. This is an agreement with the City of Blackwell if their unit doesn't have a paramedic on board to transport a patient to a Wichita hospital. There will also be a \$250.00 fee for us to transport the Blackwell patients to Wichita. He stated this usually only happens a few times a year. Council member Etter made a motion to approve this resolution to authorize the Mayor to execute an Advanced Life Support billing agreement between the City of Wellington, KS Fire/EMS department and the City of Blackwell, OK Fire/EMS department. Council member Hawley seconded the motion. Upon roll call vote, those voting "Aye" were Council members Hawley, Valentine, Wetta, and Etter. There were no "Nay" votes. Number 5826 was assigned to this Resolution.

A RESOLUTION AUTHORIZING THE MAYOR AND THE CITY CLERK TO SIGN THE REPLAT OF PART OF TRACT "E" OF "WESTRIDGE 2ND ADDITION", IN THE CITY OF WELLINGTON, SUMNER COUNTY, KANSAS (Casey's 8th Street) was introduced and considered by City Manager Shields. Director Jones shared that this involved the Casey's General Store on 1021 W. 8th. Currently the lot includes the general store, the carwash, and the storage units. This resolution is to include a parcel for the storage units to be re-platted. He added that a copy of the plat was taken to the planning commission for approval in June, however a copy of the plat was not included in this agenda. That property will be where the storage units are now in the NE corner. Council member Hawley made a motion to

approve this resolution as stated. Council member Wetta seconded the motion. Upon roll call vote, those voting “Aye” were Council members Valentine, Wetta, Etter, and Hawley. There were no “Nay” votes. Number 5827 was assigned to this Resolution.

A RESOLUTION AUTHORIZING THE CITY MANAGER TO SIGN AN AGREEMENT FOR ENGINEERING SERVICES WITH PROFESSIONAL ENGINEERING CONSULTANTS, P.A. (PEC) OF WICHITA, KANSAS, FOR SANITARY SEWER IMPROVEMENTS FOR THE COWLEY COLLEGE WELLINGTON, KANSAS CAMPUS SITE, IN AN AMOUNT NOT TO EXCEED \$20,250 was introduced and considered. City Manager Shields stated this is regarding the sewer portion of the Cowley County project. The engineering for the sewer portion needs to be agreed upon immediately so construction can begin. Council member Valentine asked if this will be paid for out of the sales tax increase for the College. Manager Shields stated the \$20,250 is coming from the Utility budget in 2017. He stated there is approximately \$900,000 in the Utility fund for unexpected projects. Council member Valentine asked why the county was not involved in this. Manager Shields said this development project is in the City of Wellington. Mayor Hansel shared that Cowley College is not part of the county. This is good economic development and it is great that we are developing that corridor east of town. Council member Valentine said that he is concerned that money is being taken out of the Utility fund. There was more discussion about the amount of money that is being spent and how much the college will benefit the City. Council member Etter asked if this is similar to any other private business coming into town. Manager Shields answered this is no different than any development in the past, except for the timeline and the fact that the project needs to be started. How the cost will be shared will be addressed in the final developer’s agreement. City manager Shields explained the desire was to have an agreement for discussion in August. Council member Etter made a motion to approve the City Manager to sign an agreement for engineering services with Professional Engineering Consultants of Wichita, KS for sanitary sewer improvements for the Cowley College Wellington, KS campus site in an amount not to exceed \$20,250. Council member Hawley second the motion. Upon roll call vote, those voting “Aye” were Council members Valentine, Wetta, Etter and Hawley. There were no “Nay” votes. Number 5828 was assigned to this Resolution.

A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A PURCHASE ORDER WITH PEARSON CONSTRUCTION, LLC OF WICHITA, KANSAS FOR THE HARVEY STREET IMPROVEMENTS PROJECT IN THE AMOUNT OF \$538,260.25 was introduced and considered. Public Works Director Jones explained the breakdown of the 2017 budget for this project. Pearson Construction had the low bid \$538,260.25. He explained in order to totally improve the storm sewer system issue would cost in excess of \$100,000. He continued that Street Department Supervisor Darren Vargas and other Street staff found another way to take care of the inlet problem with only spending \$10,000 to fix the inlets. They are currently doing this and will have it completed before the project starts within 3-4 weeks. The staff recommends approval of the project. Council member Hawley asked where the Harvey Street project fell within the street study. Director Jones stated it was a 2016 or 2017 project. Council member Etter asked if the City was following the street study recommendations. He said he hasn’t seen much change in how we are completing street projects. There is a huge concern about maintaining streets that bring public into our community. Council member Wetta asked if this project will affect the football game traffic. Public Works Director Jones stated there really wasn’t a good time to do the project as it is a busy road. Council member Wetta made a motion to approve this Resolution. . Kelly Hawley seconded the motion. Upon roll call vote, those voting “Aye” were Council members Etter, Hawley, Valentine and Wetta. There were no “Nay” votes. Number 5829 was assigned to this Resolution.

OTHER

City Manager Shields said the Lincoln Place building was deeded to the City on July 5th, 2017. Since then Director Jones has been in contact with Bradburn Wrecking. There are some things that need to be finalized and then brought to Council in the future.

City Manager Shields also told that the Gas Turbine generator repair has been completed. It ran Friday-Sunday last week and additional days will be based on the forecast.

EXCEUTIVE SESSION

Council member Hawley moved the Council recess into executive session that will be held for pending litigation and a consultation with an attorney for the public body or agency which would be deemed privileged in the attorney-client relationship for a period of 15 minutes. This session is to include City Manager Shields, City Attorney DeJarnett, Public Utilities Director Newberry, the Council and Mayor Hansel. The meeting reconvened at 7:55 pm with no binding action taken.

A motion to adjourn was made, seconded, and carried.

Approved and filed this day August 1st, 2017.

Mayor

Accounting Clerk