

The Council of the City of Wellington, Kansas, met in Regular Session on April 17, 2018 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 Shelley Hansel.

The Invocation was given by Reverend John Clayton of Wellington Baptist Temple.

Council members Kelly Hawley, Jennifer Heersche, Kevin Dodds, Joe Soria and Jim Valentine were present at roll call. Council member Kip Etter was absent without notice at roll call.

Members of the Staff present were City Manager Shane Shields, Finance Director/City Clerk Carol Mericle, City Attorney Shawn DeJarnett, Assistant City Manager of Public Utilities Jason Newberry and Public Works Director Jeremy Jones.

#### **AUDIENCE PARTICIPATION**

**Kansas Power Pool Activities- Mark Chesney, KPP CEO/General Manager** was scheduled but had not arrived at this time.

#### **CONSENT AGENDA**

Council member Valentine, moved to approve the Consent Agenda. Council member Soria, seconded the motion. The motion carried. The following items were approved under the Consent Agenda.

➤ APPROVAL OF MINUTES

- 1) Regular Session of April 3, 2018

➤ APPROVAL OF APPROPRIATIONS

- 1) Payroll Report for March 18-31, 2018 in the amount of \$231,272.50
- 2) ACH Authorization Voucher #1097 for BCBS for March 28-April 3, 2018
- 3) ACH Authorization Voucher #1098 for BCBS for April 4-10, 2018
- 4) Claims Register for April 1-13, 2018 in the amount of \$416,122.68

➤ RECEIPT OF COUNCIL CORRESPONDENCE

- 1) Treasurer's Quarterly Report for January 1-March 31, 2018
- 2) Electric, Waterworks, Sewage Operating Fund for March 2018
- 3) Police Activity Report for March 2018
- 4) Ambulance Monthly Financial Report for March 2018
- 5) Fire/EMS Activity/Overtime/Revenue Report for March 2018
- 6) Building/Demo Permit Report for March 2018
- 7) Code Violations Enforcement Report for March 2018
- 8) Come & Go Retirement Reception for Roy Kabureck, April 27, 2018, 2:00-4:00 pm, Street

Dept., 19 Industrial Avenue

- 9) SCCDAT News for April 2018-Town Hall Meeting, Power of Parents, April 25, 2018, 6:30 pm, Wellington High School
- 10) Correspondence from SCHGS President Jane Moore- Thank You for Tourism Funds
- 11) Correspondence from WRC Superintendent Cody White-Thank You for Improving WRC North Entrance to Parking Lot

#### **REPORTS OF MAYOR AND COUNCIL**

Council member Valentine reported to the Council that he is getting feedback on the Jefferson and Harvey intersection light. Citizens feels that it would be better if it was a four way stop. He stated that the light is extremely long when citizens have to wait on the weekend. Director Jones said that it is up to the Council and Staff as to whether it is changed from a light to stop signs.

Council member Soria thanked the students, staff and hosts that were a part of the volunteer work day in the community. He said that over 450 students participated in this event.

Council member Heersche reminded the Council of the SCCDAT Town Hall meeting that will be held on April 25<sup>th</sup>. She added Drew Templeton Swan, with the FBI, will be in attendance to speak. Angie Ratcliff, SCCDAT representative, was present to address the Council on this subject. She told the meeting will have three segments - Depression, and Suicide, Media Safety, and Police speaking about drugs and alcohol.

Council member Hawley told that Sherry's Army will kick off their 2018 clean up season next Saturday. The starting place for people gathering will be at Jefferson Park. The landfill allows Sherry's Army to dump at the City Landfill for free, and a City truck with trailer is used to help pick up items.

Mayor Hansel reminded everyone that Roy Kabureck will be retiring from the Park Dept. on April 27, 2018 and a reception will be held at #19 Industrial Avenue from 2:00-4:00 pm.

#### **AUDIENCE PARTICIPATION**

Mr. Mark Chesney entered the Council meeting and asked to speak. The Council agreed. He told he was held up by road construction and apologized for being late. He shared that municipal power got beat up during the state legislative session. Mr. Chesney told of the bill about City annexed land and the need to select an electric supplier. He explained further if any municipality wants to annex land in the City and possibly serve a new electric load the City will pay the electric cooperative 8.5% of the gross sales for 10 years.

Mr. Chesney also told that for decades the KCC has had jurisdiction over municipal energy agencies. They have never asserted jurisdiction. On Thursday they will have a meeting to vote to exempt the agencies by all voting members. This meeting will be to advance that question and an election will be held. He also mentioned that the electric supply contract with Westar will expire in December of 2022. The KPP will give additional updates on Thursday regarding this issue. He announced the governing body members will get an update or orientation on the electric supply from KPP. This will begin in May as they travel to 24 member cities. Mayor Hansel asked why the legislature caused the change to take place. Mr. Chesney stated that the Rural Electric Cooperatives came to KMU and said there is just too much activity where the City is carving into the REC's territory. A select committee from both sides came together and put together an agreement and it went to legislation. The theme was municipals are cutting into REC's territory. He told of an ethanol plant that caused Cooperative's to challenge the agreement. Council

member Dodds asked about KCPL/Westar returning some tax abatement money and wanted to know if it affected KPP. Mr. Chesney replied that the question had been asked quite often and he predicted electric rates would be involved in future legislation.

#### **REPORTS OF CITY OFFICIALS**

**Special Alcohol & Drug Fund Recipients for 2018-Memo from City Clerk Mericle** was introduced to the Council. City Clerk Mericle reported that the meeting was held on April 10<sup>th</sup>, and that Council member Hawley, Council member Heersche, City Clerk Mericle and City Manager Shields were all in attendance. The total budgeted this year for disbursement was \$26,375.00. This amount is due to the fact that over the last couple of years more funds have been received and were carried over. The requests from all applications was \$15,750 and the committee has added \$500 to each request to make the amount \$19,250. These funds are from the Alcohol and Drug Tax that is received back to the City from the State and will be distributed in quarterly increments to those applicants. Those requesting fund this year are SCCDAT, USD#353 Red Ribbon Committee, Project Prom, Mirror Inc., Sumner Mental Health Center, Wellington Recreation Commission, and Big Brothers/ Big Sisters. Council member Heersche made a motion to approve the allocation of these funds as presented. Council member Valentine seconded the motion. Motion carried.

#### **PUBLIC HEARING**

There were no public hearings included in the agenda.

#### **ORDINANCES**

There were no ordinances included in the agenda.

#### **RESOLUTIONS**

A RESOLUTION APPROVING AND ACCEPTING A BID AND AUTHORIZING THE CITY MANAGER TO EXECUTE A PURCHASE ORDER WITH BORDER STATES INDUSTRIES, INC., OF DES MOINES, IOWA, FOR THREE-PHASE UNDERGROUND SECTIONALIZING CABINETS, IN THE AMOUNT OF \$27,177.90 FOR ELECTRIC DISTRIBUTION was introduced and considered. Assistant City Manager of Public Utilities Jason Newberry provided details on the four bids that were presented to staff. Staff recommends that Council accepts and approves the Resolution as presented. Council member Valentine asked if the funds for this bid were from the 2014 Bond issue. Manager Newberry answered it is a part of the Electric project from the issue. Council member Hawley made a motion to approve the Resolution as presented. Council member Dodds seconded the motion. Upon roll call vote, those voting "AYE" were Council members Heersche, Dodds, Soria, Valentine, and Hawley. There were no "NAY" votes. Number 5890 was assigned to this Resolution.

A RESOLUTION APPROVING AND ACCEPTING A BID AND AUTHORIZING THE CITY MANAGER TO EXECUTE A PURCHASE ORDER WITH ANIXTER, INC., OF NORTH KANSAS CITY, MISSOURI, FOR UNDERGROUND PRIMARY JACKETED CABLE, IN THE AMOUNT OF \$106,707.75 FOR ELECTRIC DISTRIBUTION was introduced and considered. Assistant City Manager of Public Utilities Newberry shared with the Council that this is the Resolution for the conductor that will attach with the cabinets in the previous Resolution. Council member Hawley made a motion to approve this Resolution as presented. Council member Heersche seconded the motion. Upon roll call vote, those voting "AYE" were Council members Heersche, Dodds, Soria, Valentine, and Hawley. There were no "NAY" votes. Number 5891 was assigned to this Resolution.

A RESOLUTION AUTHORIZING THE CITY MANAGER TO SIGN AN AGREEMENT WITH H. EXCAVATING, LLC. OF BELLE PLAINE, KANSAS FOR THE DEMOLITION OF THE

STRUCTURES LOCATED AT 216 SOUTH F, 824 SOUTH C, AND 914 SOUTH C, IN THE AMOUNT OF \$10,850.00 was introduced and considered. Public Works Director Jones shared with Council the reason the bids were combined. The bid included three properties and they felt that a better price could be received if combined all three together. Staff received 2 bids back and were opened this afternoon. The bid that is being brought to the Council this evening is for \$10,850. Council member Valentine asked if the process was handled legally. City Attorney DeJarnett stated that one of the proposed properties was delayed on S. C Street, due to the availability of the individual owner receiving the notice. He told that the owner has now been notified by regular mail and that we could proceed. Council member Dodds made a motion to accept and approve the Resolution as presented. Council member Hawley seconded the motion. Upon roll call vote, those voting "AYE" were Council members Soria, Valentine, Hawley, Heersche, and Dodds. There were no "NAY" votes. Number 5892 was assigned to this Resolution.

#### **STUDY ITEMS**

There were no study items included in the agenda.

#### **EXECUTIVE SESSION**

Council member Hawley made a motion to recess into executive session for preliminary discussions relating to the acquisition of real property, 75-419(b)(6). The session shall include the Council, Mayor, City Manager, City Attorney, and Public Works Director. The Executive Session shall be for 15 minutes, starting at 7:15 pm. Council member Heersche seconded the motion. The motion carried. The Council reconvened in open session at 7:30 pm. No binding action was taken during the Executive Session.

#### **OTHER**

City Manager Shields told that in the last City Newsletter an article was posted about the water being turned on at the Lake. Most of the water has been turned on and then the weather became really cold, and caused problems with freezing. At this time staff is trying to address these issues and will look at next year and a timeline to make adjustments to the dates to turn the water on.

Public Works Director Jones gave an update on the Westborough road improvements. He reported that Phase 1 went very quickly, Phase 2 is getting road removed and base rock down. In the next couple of days they will get the base road down, and then Phase 3 will begin. He said the biggest issue they are having is the home owner's sprinkler systems are being used. This can cause huge problems if not turned off. It is essential to keep the road dry. The contractor is on schedule and going very well.

Public Works Director Jones gave an update on the Lincoln Place property. The company is making a lot of headway and has taken a couple of loads to the landfill, as of today.

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

Approved and filed this day, May 1<sup>st</sup>, 2018.

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Mayor

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City Clerk