

The Council of the City of Wellington, Kansas, met in Regular Session on October 17, 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 Bob Nusser of the First Baptist Church.

Council members Kip Etter, Jan Korte, Kelly Hawley, Bill Butts, Jim Valentine, and Vince Wetta were present 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 Utilities and IT Jason Newberry, Public Works Director Jeremy Jones, Golf Course Manager Derek Harrison, and Airport Manager Matt Wiebe.

AUDIENCE PARTICIPATION

Tami Klinedinst spoke on behalf of the City Council Candidate Forum which was held, and thanked the City employees for being there. She also stated that about 50 citizens were in attendance. Council member Valentine said it was the best forum he has ever seen. Mayor Hansel thanked those who put the forum on.

CONSENT AGENDA

City Manager Shields announced an amendment needs to be made to the agenda. City Clerk Mericle told there was error in the minutes of the October 3rd meeting on the Ordinance for the bond issue, as Council member Valentine voted against the issue and the minutes say he voted for it. Council member Etter made a motion to amend the minutes and correct the vote as reported. It was seconded and the motion carried.

Council member Korte, moved to approve the consent agenda as amended. Council member Butts seconded. The motion carried. The following items were approved under the Consent Agenda.

➤ **APPROVAL OF MINUTES**

- 1) Regular Session of October 3, 2017

➤ **APPROVAL OF APPROPRIATIONS**

- 1) Payroll Report for September 17-30, 2017 \$226,478.99
- 2) ACH Authorization Voucher #1071 for BCBS for September 27- October 3, 2017
- 3) ACH Authorization Voucher #1072 for BCBS for October 4-10, 2017
- 4) Claims Register for October 1-13, 2017 \$467,620.52

➤ **RECEIPT OF COUNCIL CORRESPONDENCE**

- 1) Clerk's Report for September 2017
- 2) Treasurer's Quarterly Report for July 1- September 30, 2017
- 3) Electric Waterworks Sewage utility Operating Report for September 2017
- 4) Police Activity Report for September 2017
- 5) Ambulance Monthly Financial Report for September 2017
- 6) Fire/EMS Activity/Overtime/ Revenue Report for September 2017

- 7) Building Demo Permit Report for September 2017
- 8) Code Compliance Violations Report for September 2017
- 9) Housing Authority Board Meeting Minutes for August 29, 2017
- 10) Memorial Auditorium Board Meeting Minutes for September 7, 2017
- 11) Park Board Meeting Minutes for September 11, 2017

REPORTS OF MAYOR AND COUNCIL

Council member Butts told of the two ground breaking ceremonies last Wednesday. Those were the Airport Runway Extension project and Cowley College. He shared that there were a lot of dignitaries here and we should be very proud.

Council member Valentine showed the flag from the American Legion pole that has been ruined by the tree located beside the pole. He said the American Legion wants the tree taken down, however another business on the block does not. Public Works Director Jones stated that he is trying to take care of this issue. He spoke with both parties and at this time the tree is going to be taken down. Council member Valentine told about someone stealing candidate's signs in yards. He offered a \$200.00 reward and wants the person doing this to be arrested and convicted.

Council member Wetta also mentioned the ground breaking ceremonies last Wednesday, and is proud of what the City is doing.

Mayor Hansel shared how proud she is of our town and all of the wonderful things that are happening in the community. She mentioned that it is Homecoming Week in Wellington and there will be a parade on Thursday with a Pep Rally in Heritage Park. On Friday, there will be the Football game and Duchess crowning. Also on Saturday, there is a Chili/Salsa Cook Off and festivities. Mayor Hansel recognized Kelly Ford and her new role as the Chamber Director. She also reminded the Council of the open meeting act. She stated there should be no texting or whispering during the meeting by the Council. It is an open meeting and everyone should be able to hear what is being talked about during the meeting. Mayor Hansel also told that she will continue to be a part of REAP into 2018.

REPORTS OF CITY OFFICIALS

Street Closing & Special Events Request- 2018 Chisholm Trail BBQ Cook-Off, April 27 & 28, 2018- 7th Street from Public Safety Building to Library, Washington, from 8th to Harvey, Antler's Lot & Heritage Park. Chamber Director Anna Rose White told that the request is similar to last year's request. There is already interest from competition teams. Due to the size of the area the Chamber is wanting, this will be expanding the Cook-Off. Council member Hawley made a motion to approve this request. Council member Wetta seconded the motion. The motion carried.

Airport Advisory Board Appointment. City Clerk Mericle told there were four candidates considered by the Council in the Work Session before this meeting. The consensus in the Council was to appoint Brian Marks to the Airport Authority Board. Council member Wetta moved to approve Brian Marks appointment. Council member Valentine seconded the motion, and the motion carried.

605 East 9th Street Update- Memo from Public Works Director Jones was shared with the council. He stated this was a follow up from the appeal hearing of June 20th, where a 60 day extension was granted by the Council. He stated the condition of the building, and said there was still graffiti there. Council member Valentine asked Mr. Jerry Putter, owner of the building if he was planning on continuing

this project. Mr. Putter said that he did what he was told by the Council in the past. Council member Valentine stated that the owner is working on the project and that he should be able to finish it as planned. Council member Korte agreed that the Council was ok with this, as Mr. Putter stated. City Manager Shields told that the options are to close the case, draw a second extension, or act on condemnation. Council member Etter made a motion to close the case. Council member Valentine seconded the motion. Mr. Putter stated that the house needs attention first and will be worked on in the next couple of years. The motion carried.

PUBLIC HEARING

No Public Hearings were on the agenda for the meeting.

ORDINANCES

AN ORDINANCE AMENDING SECTION 30-381 OF THE CODE OF THE CITY OF WELLINGTON, KANSAS, AS IT PERTAINS TO MEMORIAL AUDITORIUM was introduced and considered. City Manager Shields told this is regarding the addition of Heritage Park for alcohol consumption for a wedding event. Council member Hawley asked if a special permit would still be needed for an event selling alcohol at this location. City Attorney DeJarnett told the interested parties still need an appropriate license for the sale of alcohol there and when alcohol is just being served and not sold, this Ordinance will allow for the consumption. Council member Etter asked if insurance is in place for consumption at this location. He is concerned about the liability issue in case of someone being drunk and causing an accident. City Attorney DeJarnett stated that the tort claim would protect the City if such an instance occurred. Council member Etter made a motion to pass the Ordinance as presented. Council member Hawley seconded the motion. Upon roll call vote, those Council members voting "AYE" were Council members Hawley, Korte, Butts, Wetta, and Etter. Voting "NAYE" was Council member Valentine. Number 4215 was assigned to this Ordinance.

RESOLUTIONS

A RESOLUTION FIXING THE TIME AND PLACE AND PROVIDING NOTICE OF A HEARING BEFORE THE GOVERNING BODY OF THE CITY OF WELLINGTON, KANSAS, AT WHICH THE OWNERS, THEIR AGENTS, ANY LIENHOLDERS OF RECORD AND ANY OCCUPANTS OF THE BUILDINGS LOCATED BELOW MAY APPEAR AND SHOW CAUSE WHY SUCH BUILDINGS SHOULD NOT BE CONDEMNED AND ORDERED DEMOLISHED (*914 S C*) was introduced and considered. Director Jones shared that both owners listed are deceased. There have been complaints on the property and some notices have been sent. City staff were allowed to tour the house with a relative, and found the house in bad shape. The relative doesn't have any legal rights to the property and has no desire to fix it. City Attorney DeJarnett talked to an attorney for the property owners and they have no desire to clean it up or file an estate in their name. Council member Korte made a motion to approve the Resolution and proceed with the hearing. Council member Butts seconded the motion. Upon roll call vote, those Council members voting "AYE" were Council members Butts, Valentine, Wetta, Etter, Hawley, and Korte. Number 5854 was assigned to this Resolution.

A RESOLUTION APPROVING AND ACCEPTING PROPOSALS AND AUTHORIZING THE CITY MANAGER TO EXECUTE A PURCHASE ORDER WITH CLEARY, OF WELLINGTON, KANSAS FOR THE PURCHASE AND CONSTRUCTION OF A 40' X 60' METAL BUILDING FOR THE ELECTRIC DISTRIBUTION FACILITY IN THE AMOUNT OF \$59,654 was introduced and considered. Public Utilities Director Newberry told that the vendors were contacted to redo their bids regarding this project as some confusion with the sales tax happened the first time. The bid tab sheet shows we bid the project as two different sizes, and with and without concrete. We have money budgeted

in the Capital Improvement fund for this project and the bid was under the amount budgeted. The main reason for this building is to house the new truck that was purchased for Electric Distribution. We are going with a local vendor. Council member Valentine made a motion to approve and accept this proposal. Council member Butts seconded the motion. Upon roll call vote, those voting "AYE" were Council members Wetta, Etter, Hawley, Korte, Butts, and Valentine. Number 5855 was assigned to this Resolution.

A RESOLUTION APPROVING AND ACCEPTING PROPOSALS, AND AUTHORIZING THE CITY MANAGER TO EXECUTE A PURCHASE ORDER WITH FERRARO'S OF BELLE PLAINE, KANSAS, FOR THE GOLF COURSE CLUBHOUSE REMODEL, IN THE AMOUNT OF \$99,770 was introduced and considered. City Manager Shields told on May 11, 2017 you were presented with the details in a work session. The consensus was to proceed. Golf Course Manager Harrison was present and told of previous bids that came in over projected costs and were rejected. At that time we looked at possibly remodeling instead of rebuilding a new facility. He continued that eleven bids were sent out to use the existing square footage that we have in a more functional way while also achieving our ADA compliance. We received three back and Ferraro's was the low bid of \$ 99,770. This is under the amount that remains in ADA reserve. Ferraro's is a Belle Plaine company. Manager Harrison introduced the Golf Association President Adam Ricke and Treasurer Galen Green and told they are raising funds for the rest of the remodeling at the building. Manager Harrison said the contract will make the restrooms ADA complaint and will be relocated to the other side of the building. Those issues will be addressed and will be funded by this contract. City Manager Shields stated that several years ago the City put aside \$150,000 in the Capital Improvement Fund to be used for this project and some has been used for the architectural design for the building. There is \$108,000 remaining and \$99,770 for this contract will come out of the Capital Improvement Fund. Council member Etter made a motion to approve the bid as presented. Council member Butts seconded the motion. Upon roll call vote, those voting "AYE" were Council members Hawley, Korte, Butts, Valentine, Wetta, and Etter. Number 5856 was assigned to this Resolution.

STUDY ITEMS

City Manager Shields said a work session date needs to be set for the Auditorium Management agreement, Elkhorn Valley odor problem, audit services for the City, automated recycling project, and the Compost Site hours. Mayor Hansel mentioned the need to review the City Manager before year end. The work session date will be on October 30th at 6:00 pm.

A motion to adjourn was made by Council member Butts, and seconded by Council member Etter. The motion carried.

Approved and filed this day November 7, 2017.

Mayor

City Clerk