

The Council of the City of Wellington, Kansas, met in Regular Session on November 7, 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 Zane Brooks of the First Freewill Baptist Church.

Council members Jan Korte, Kelly Hawley, Bill Butts, Jim Valentine, and Vince Wetta were present at roll call. Mayor Hansel was present at roll call. Council member Kip Etter was absent at roll call.

Members of the Staff present were City Manager Shane Shields, Finance Director/City Clerk Carol Mericle, City Attorney Shawn DeJarnett, Chief of Police Tracy Heath, and Public Works Director Jeremy Jones.

#### **AUDIENCE PARTICIPATION**

David Carroll, American Legion Adjutant, spoke on behalf of the Veterans Day Program which will be held on Friday, November 10<sup>th</sup> at 10:00 am at the High School. Pins will be issued to Vietnam Veterans, or spouses if the Veteran is deceased. Mayor Hansel thanked Mr. Carroll for being a part of this program and for raising the flag at the home football games. After the Veteran's Day Program there will be a Memorial Day reception downtown at the Memorial Auditorium Veteran's Room until 2:00 pm. Mayor Hansel read the Veterans Day Proclamation and presented it to Mr. Carroll.

#### **CONSENT AGENDA**

Council member Korte made a motion to amend the agenda by changing the date on the work session minutes on page 2 to 10/17/17. Council member Butts seconded the motion. Motion carried.

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

##### ➤ APPROVAL OF MINUTES

- 1) Work Session of October 17, 2017
- 2) Regular Session of October 17, 2017
- 3) Work Session of October 30, 2017

##### ➤ APPROVAL OF APPROPRIATIONS

- 1) Payroll Report for October 1-14, 2017 \$228,379.52
- 2) Payroll Report for October 15-28, 2017 \$220,508.15
- 3) ACH Authorization Voucher #1073 for BCBS for October 11-17, 2017
- 4) ACH Authorization Voucher #1074 for BCBS for October 18-24, 2017
- 5) ACH Authorization Voucher #1075 for BCBS for October 25-31, 2017
- 6) EFT for Airport Fuel for October 23, 2017
- 7) Claims Register for October 14-31, 2017 \$1,299,698.18

##### ➤ RECEIPT OF COUNCIL CORRESPONDENCE

- 1) Local Retailer's Sales Tax & Compensating Use Tax for September 2017

- 2) Building, Demo, Permit Report for October 2017
- 3) Code Compliance Violations Report for October 2017
- 4) SRMC Financial Report for September 2017
- 5) HCA Board of Directors Meeting Minutes for September 21, 2017
- 6) Planning Commission Meeting Minutes for August 22, 2017
- 7) Airport Advisory Board Meeting Minutes for September 18, 2017
- 8) WRC Board Meeting Minutes for September 26, 2017
- 9) Housing Authority Board Meeting Minutes for September 26, 2017
- 10) Memorial Auditorium Board Meeting Minutes for October 5, 18, & 25, 2017
- 11) Letter of Support for Cowley College-Summer Campus Drone Program, from City of Wellington Governing Body
- 12) Correspondence from Amy Zubaly, Executive Director, Florida Municipal Electric Association- Thank You
- 13) Correspondence from Dr. Dennis Rittle & Tiffany Vollmer, “Cowley Proud, Summer Strong”- Thank You
- 14) Correspondence to KDHE from City manager Shields, Raw Water

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

Council member Valentine stated he hoped that everyone voted today, as this is a right and a privilege to do so. Council member Butts congratulated the candidates and wished them lots of luck. Council member Korte mentioned that the veterans who live at the Nursing Home on West 8<sup>th</sup> street were being honored during a special program. Mayor Hansel congratulated the candidates who are running for the open council positions. She also wanted to say congratulations to the WHS Volleyball team as they took 3<sup>rd</sup> place at the State Tournament, and to the Tennis Team placing in the top ten of the State.

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

***Street Closing Request, Ugly Sweater Run, Dec. 9, 2017-race route map included.*** City Manager Shields told the race will start at the First United Methodist Church on Saturday December 9<sup>th</sup>. It has been approved by all of the appropriate staff members. Council member Korte made a motion to approve the street closing. Council member Butts seconded the motion. Motion carried.

***Kansas Open Meetings Act Memo from City Manager Shields.*** This memo is based upon the statements made at the last meeting regarding the use of cell phones and whispering between Council members and the open meeting violations. City Attorney DeJarnett could not confirm or find any definite legal opinion that those violations were against the Kansas Open Meeting Act.

City Manager Shields gave an update on the timeline for the recycling and automation of the Sanitation department. He told the method of funding would be GO Bonds, however it would not count against the City's debt limit, as the bond payments would be made from the Sanitation revenue. The Council would vote on a resolution brought on November 21<sup>st</sup> to approve the project and then would vote to authorize the Bond sale at the January 2, 2018 meeting. The Council would consider the bids for GO bonds on February 6, 2018 with the new Council. He asked for the Council consensus. Council member Wetta stated he has received several phone calls regarding this issue and has asked Terry Deschaine to speak about this project. Mr. Deschaine brought concerns of the elderly people in Wellington being able to take their trash to the curb. Council member Wetta stated he is in favor and has supported the automation project. City Manager Shields told that an increase in the Sanitation fees is mandatory for a 5% increase. The recycling project which has been talked about for two years will be a 7-10 % increase. He continued earlier this year the Council talked about out-sourcing all of Sanitation, however that would mean losing employees. Council wanted to continue on and find out more information regarding the recycling process. Council member Wetta stated it should go on the agenda from that meeting, and see the plan brought to Council by Director Jones. Cody White, with the Recreation Center, told about the Armory and its use now. He told Council that Alcoholics Anonymous is utilizing the facility now and that it is used for many sports activities. He is not wanting to cause a problem but knows that the facility is used by the citizens of Wellington. If the recycling project goes forth, that space at the Armory will need to be used by the City for the recycling automated program. City Manager Shields reported the use of the Armory would save the City about \$400,000 by using the armory instead of building a new facility for truck storage. Council member Etter spoke about saving money with this program and the Council has asked for this. He stated it was discussed in detail. Council member Korte asked for people to check out the study that was done regarding the recycling/sanitation program on the City's web page. John Haas told of the issue if Council now authorizes this and then the new Council votes down the bonds. He said this is something that can be done at the November 21<sup>st</sup> meeting by this Council and then the new Council can vote on bonds in February. City Manager Shields asked for a consensus on proceeding with Bonds. Council member Butts asked about having a public meeting regarding this project. Council member Hawley stated people can call Director Jones or email for the facts. City Manager Shields stated if the Council authorizes the project on November 21<sup>st</sup>, then the new Council can approve in February. Council member Korte asked about the trash cans. Director Jones stated they are on wheels and may use the 66 gallon carts as they are easier to handle. The Sanitation department is willing to continue helping people as they do now, as well as with automation services. The consensus was to go ahead and proceed.

#### **PUBLIC HEARING**

No Public Hearings were on the agenda for the meeting.

#### **ORDINANCES**

AN ORDINANCE CHANGING THE BOUNDARIES OF THE ZONING DISTRICT AND AMENDING THE ZONING MAP AS ADOPTED BY ORDINANCE NO. 3826 (*Horsch, 654 East 20<sup>th</sup> Street North*) was introduced and considered. Public Works Director Jones shared that Mr. Horsch owns 49.8 acres on East 20<sup>th</sup> St. North. He presented to the Planning Commission a 5 acre lot split /plat. Under the current zoning ordinance this would be too small for the AL agricultural zoning. It would require a rezoning to a RS, Residential Suburban, that would allow anything under ten acres to not have public sewer or water supply. The lot split was approved by the Planning Commission and unanimously voted for a recommendation of approval for rezoning to the Council. Council member Korte made a motion to approve this Ordinance as presented to the Council. Council member Wetta seconded the motion. Upon

Roll call vote, those voting “AYE” were Council members Butts, Valentine, Wetta, Hawley, and Korte. There were no “NAY” votes. Motion carried. Ordinance 4216 was assigned to this Ordinance.

### **RESOLUTIONS**

A RESOLUTION AUTHORIZING AND DIRECTING THE ISSUANCE, SALE AND DELIVERY OF GENERAL OBLIGATION TEMPORARY NOTES, SERIES 2017, OF THE CITY OF WELLINGTON, KANSAS; PROVIDING FOR THE LEVY AND COLLECTION OF AN ANNUAL TAX, IF NECESSARY, FOR THE PURPOSE OF PAYING THE PRINCIPAL OF AND INTEREST ON SAID NOTES AS THEY BECOME DUE; MAKING CERTAIN COVENANTS AND AGREEMENTS TO PROVIDE FOR THE PAYMENT AND SECURITY THEREOF; AND AUTHORIZING CERTAIN OTHER DOCUMENTS AND ACTIONS CONNECTED THEREWITH was introduced and considered.

City Manager Shields stated this is the resolution for the temporary notes for the Boundary road project, the Westborough street project, Airport Improvements, and the improvements for Cowley College. The number was corrected for the Boundary Road project and inserted was the information for the bids that were received today. The lowest bid was from Country Club Bank, at 1 7.5% with a total cost of \$66, 899.90 which is the total fee. The reduced project is \$10,000 cheaper than originally estimated. He continued the Council should approve the bid with Country Club Bank and move forward to the resolution. Council member Wetta made a motion to accept the lowest bid with Country Club Bank. Council member Korte seconded the motion. Upon Roll call vote, those voting “AYE” were Council members Hawley, Korte, Butts, and Wetta. Voting “NAY” was Council member Valentine. Number 5857 was assigned to this Resolution.

A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH LEXIPOL, LLC, OF IRVINE CALIFORNIA, FOR USE OF LEXIPOL KANSAS POLICY MANUAL SYSTEM FOR THE CITY OF WELLINGTON POLICE DEPARTMENT, IN THE AMOUNT OF \$11,543 was introduced and considered. Chief of Police Tracy Heath stated this is an agreement with Lexipol to produce a new Wellington Police Department manual, which would allow officers to be more familiar with Department policies. He continued the Police Department provide out of state VIN inspections and the funds derived from that particular fund are to be used to fund this project. In the past, we have had three Wichita PD Chiefs that have migrated to Wellington. We feel that it would be best to have a contract with an outside source to put this manual together to keep in line with the law changes. The VIN fees are \$20 each, and the Department keeps \$18 of that money. Chief Heath stated they collect approximately \$1200 per week on VIN fees. Council member Wetta made a motion to accept this Resolution as presented to the council. Council member Butts seconded the motion. Upon Roll call vote, those voting “AYE” were Council members Hawley, Korte, Butts, Valentine, and Wetta. There were no “NAY” votes. Number 5858 was assigned to this Resolution.

### **EXCEUTIVE SESSION**

Council member Korte made a motion to recess into Executive Session that will be held for preliminary discussions relating to the acquisition of real property, to include City Manager Shields, Attorney DeJarnett, Director Jones, Mayor Hansel and the Council for a time not to exceed 25 minutes. Council member Butts seconded the motion. Motion carried. The council reconvened at 8:00 pm with no binding action taking place during the Executive session.

### **OTHER**

The update on Lincoln Place was given by City Manager Shields. Bradburn Company is set for late November demolition. At this time the City is working through negotiations with the owner of property to the North.

Director Jones told the Memorial Auditorium has a Holiday Concert scheduled on December 16<sup>th</sup>, it is a Jazz Orchestra concert. This will be somewhat of a higher end function with a black tie event, hors d'oeuvres, music, and cocktails, and is a fundraiser for the Memorial Auditorium heating and cooling system. He also told the Veterans Day Program is on November 10<sup>th</sup>, and the Veterans Room in the Auditorium will be open until 2:00 pm that day. The Sumner County Genealogical Society will be hosting an event on Saturday the 11<sup>th</sup> and the Veterans room will be open from 9:00-3:00 p.m.

Mayor Hansel reminded Council that she needs the City Managers evaluations returned immediately.

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

Approved and filed this day November 21, 2017.

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Mayor

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City Clerk