

The Council of the City of Wellington, Kansas, met in Regular Session on July 5, 2016 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 Valjean Warman of the Mayfield Federated Church.

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

Members of the Staff present were Interim City Manager / Finance Director Shane Shields, City Clerk Carol Mericle, Public Works Director Jeremy Jones and City Attorney Mike Brown.

AUDIENCE PARTICIPATION

Tree Limb Issue. Manager Shields introduced this issue on behalf of resident Judy Thomas, 220 S. Douglas, who was scheduled to speak on our agenda. Her complaint is regarding limbs that had fallen from neighboring trees during the recent storms and the concern about the possibility of additional damaged trees that may still fall and cause safety issues. She already talked to Code Enforcement last Thursday where it was explained to her that the City historically does not become involved with these issues because it is considered a private property issue between property owners. We researched to see if there was anything we could do, including having City Attorney Brown review ordinances, but this exact issue does not provide us with the authority to become involved. We have not given her that answer yet as we expected her to be here this evening but we will make her aware. Manager Shields also shared that we will be informing that the neighboring property involved is scheduled to be demoed in the near future. Mayor Hansel added that although it is an unfortunate situation, one that may be affecting other City residents, it gives us an opportunity to educate our residents. If you do have any questions or situations like that, we can always do some research to see if there is anything we can do but there are limitations with private property land owners.

Sumner County Economic Development. Council member Korte moved to amend this agenda to include a vote on the City's appointment to the Sumner County Economic Development Board. Council member Butts seconded. The motion carried.

Wheat Festival Update. Chamber Executive Director Annarose White thanked the Council and staff for everything they are doing to support the Chamber and the Wheat Festival. She reported various updates for the Festival. She told that the Picnic in the Park event, hosted by the City will be held tomorrow night and the proceeds will go to the Memorial Auditorium air conditioning fund. Most of the other festival events, such as parade entries are going strong. Director White explained the resolution to be discussed later is to allow Wyldewood Cellars to both provide wine tasting and wine selling, in the arts and crafts fair at Sellers Park during the Wheat Festival. Mayor Hansel asked her to explain further. Director White informed the Council that farm wineries have the ability to get a special event permit to sell their product at different fairs and festivals, such as ours. They have wanted to do this for several years but finally have an opening in their schedule this year to attend the Wheat Festival and they hope this resolution will pass tonight. Attorney Brown added that the resolution is at request of the Kansas Department of Revenue Alcohol Beverage Control (ABC) department. Director White opened for questions. Council member Etter asked how many Wheatfest Buttons had been sold. She replied record amounts were sold this year: over 3,000 buttons in circulations. They estimate to have sold more than 200 more than last year. They are expecting to sell at least 1,000 buttons during the Little Texas concert in addition to what has already been circulated, which will bring the total around 4,000. Mayor Hansel commended Director White and her staff and volunteers for the great job they have done with the Wheat Festival.

CONSENT AGENDA

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

- **APPROVAL OF MINUTES**
 - 1) Regular Session of June 21, 2016
 - 2) Work Session of June 27, 2016
- **APPROVAL OF APPROPRIATIONS**
 - 1) Payroll Report for June 12 - 25, 2016 in the amount of \$224,121.29
 - 2) ACH Authorization Voucher #1004 for BCBS for June 15 - 21, 2016
 - 3) ACH Authorization Voucher #1005 for BCBS for June 22 - 28, 2016
 - 4) Claims Register for June 18 - 30, 2016 in the amount of \$379,503.52
- **RECEIPT OF COUNCIL CORRESPONDENCE**
 - 1) Sales Tax & Compensating Use Tax Report for May 2016
 - 2) Building Demo Permit Report for June 2016
 - 3) Correspondence from Chamber/CVB Executive Director Annarose White re: Signage Funding
 - 4) Correspondence from Pam Meyer, Chair, NDGA Museum Support Fund
 - 5) Street Closing Notice, No. 7 Coffee House, August 5th, 5:00-7:00 p.m.

REPORTS OF MAYOR AND COUNCIL

Council member Wetta updated on the Raw Water issue. He contacted the Director of the Kansas Water office who was waiting for our former City Manager to contact him with the location of those wells that were drilled too deep and did not find water. Council member Wetta updated him on the changes with the Interim Manager's contact information for Shane Shields. Interim Manager Shields said he sent an email to the Water Resource Director with the information he needed.

Council member Butts updated that the elevator project in Milan is moving ahead. Also there has been a tremendous amount of work done at the Chisolm Trail Inn and he is impressed with the progress.

Council member Etter thanked the City crews that responded with the recent storm – emergency crews, Electric and Street Departments, and Public Works Director Jones. Everyone was very professional and quick to respond. He acknowledged that the timing couldn't have been worse with the staff working to get ready for the Wheat Festival but thought the City was looking great again.

Council member Valentine agreed about the efforts with the storm clean up and commented how everyone pitched in and worked together to correct this emergency situation. There was a lot of damage and he thanks everyone in all the departments.

Mayor Hansel also thanked everyone that was involved in the storm clean up. She commented that the City Staff is sponsoring the Picnic in the Park. She asked Director Jones to speak about details. He informed the Council that we wanted to keep it fairly simple so we have a choice of meals, which include baked beans, chips, cookie and bottled water with choice of hotdog, hamburger or combination of both, with proceeds going towards the Memorial Auditorium Air Conditioning Fund. He added at last count, we had 27 volunteers including a couple of Council Members. Staff will set up at 4pm, with everyone requested to be there around 5:45 to start serving at 6pm. Mayor Hansel also said she received an email from Anna-Marie Keena, with the League of Kansas Municipalities. She has another meeting in this area on July 26th and she was hoping to get together with the Council for a work session to collect evaluations. Ms. Keena will send evaluations to each of the Council members to complete, which will help them with resume review and determining the right candidates.

REPORTS OF CITY OFFICIALS

Auditor's Communication Letter – 2015 Audit Report. City Auditor, Kenneth L. Cooper Jr., CPA, presented the 2015 audit report and was available for questions and answers. Mayor Hansel and Council member Korte thanked Manager Shields and Mr. Cooper for their efforts and asked for time to digest the information. Mayor Hansel commented they would contact him at a later time, with any questions.

PUBLIC HEARINGS

There were no public hearings included in the agenda.

ORDINANCES

There were no ordinances included in the agenda.

AGENDA AMENDMENT

Council member Korte moved to appoint Jane Cole to the Economic Development Committee as a representative to the City. Mayor Hansel explained this was a vacancy that was left by Mr. Eckert and the Economic Development Council asked the Council to appoint someone to take his place. The city appoints two representatives to the committee and the other representative is Annarose White. Jane Cole will be our second representative if appointed. Council member Wetta seconded. The motion carried.

RESOLUTIONS

A RESOLUTION ALLOWING WYLDEWOOD CELLARS WINERY TO OFFER FOR SALE WINE AS WELL AS PROVIDE WINE TASTINGS IN OPEN CONTAINERS TO PERSONS OF THE AGE OF 21 YEARS AND OLDER DURING THE ARTS AND CRAFT FAIR IN SELLERS PARK IN THE CITY OF WELLINGTON, KANAS ON JULY 9, 2016 IN CONJUNCTION WITH THE KANSAS WHEAT FESTIVAL was introduced and considered.

Council member Hawley moved to adopt the resolution as presented. Council member Wetta seconded. Upon roll call vote, those voting "AYE" were Council members Butts, Etter, Hawley, Korte, Wetta and Valentine. There were no "NAY" votes. Number 5758 was assigned to this resolution.

A RESOLUTION AUTHORIZING THE INTERIM CITY MANAGER TO EXECUTE AN AGREEMENT WITH KANSAS SURPLUS PROPERTY FOR A 2009 FORD F250 PICKUP FOR THE STREET DEPARTMENT IN THE AMOUNT OF \$18,750.00 was introduced and considered. Manager Shields introduced the resolution and Director Jones explained the resolution and was available for questions. There was discussion to use local auction sites in addition to Purple Wave online auction services. City Staff will look into this possibility.

Council member Hawley moved to adopt the resolution as presented. Council member Wetta seconded. Upon roll call vote, those voting "AYE" were Council members Butts, Etter, Hawley, Korte, Wetta and Valentine. There were no "NAY" votes. Number 5759 was assigned to this resolution.

STUDY ITEMS

There were no study items included in the agenda.

FUTURE AGENDA ITEMS

Reminder of Work Session regarding 2017 budget scheduled for July 11th at 5:30 p.m. at City Hall.

Reminder of CDBG Town Hall Meeting on July 14th at 6:30 p.m. at City Hall.

Discussion and agreement to meet with Anna with the League of Kansas Municipalities on July 26th at 5:30 p.m. at City Hall.

Attorney Brown discussed the Council training session for open meeting violations. He believes it is scheduled for August 17th from 9-12 in Mulvane.

OTHER

Manager Shields reported that Chief Hay informed him there was no fire related calls related to fireworks this year. We did receive a couple of complaints about the clean-up of fireworks.

Also, there was a complaint about lake algae. He asked Director Jones to discuss. Director Jones informed the Council that he received a phone call from the State today. They received a complaint on June 30th from a Lake patron directly to KDHE, concerning the water quality in Wellington Lake and that there was algae present. He told that KDHE sent two representatives to take samples. Director Jones spoke to KDHE representatives this morning and they will discuss results during a conference call Thursday morning.

A motion to adjourn was seconded and carried.

Approved and filed this 19th day of July, 2016.

Mayor

City Clerk