

CITY OF CHENEY

MINUTES OF THE REGULAR CITY COUNCIL

131 N MAIN ST
COUNCIL CHAMBERS, CITY HALL
December 12, 2013; 7:00 P.M.
HONORABLE MAYOR BALL AND MEMBERS OF THE COUNCIL

MEMBERS PRESENT:

Mayor Linda Ball declared a quorum present at 7 pm. Council members present were Carl Koster, Phil Mize, Judy Lehner, and Greg Kampling. Council member Jeff Albers was absent. Staff present were Police Chief Howard Bishop, Fire Chief and Maintenance Superintendent Brad Ewy, City Administrator Randall Oliver, City Clerk Danielle Young, and Attorneys Lee and Austin Parker. Guests present were Travis Mounts, Times Sentinel, and Trisha Parker.

PLEDGE OF ALLEGIANCE TO THE AMERICAN FLAG

City Administrator Randall Oliver added Agenda Items:

Ordinance 866

Resolution- 248-2013

CONSENT AGENDA

All matters listed on the Consent Agenda are considered one motion and will be enacted by one motion. There will be no separate discussion on these items. If discussion is desired, that item will be removed from the Consent Agenda and will be considered separately.

- a) Approve bills list.
- b) Approval of minutes for the November 07, 2013 City Council meeting
- c) Approval of minutes for the November 18, 2013 City Council meeting
- d) CMB License- Cherry Oaks Golf Course
- e) CMB License- KAPS
- f) CMB License- Casey's General Store
- g) CMB License- Lakeside Grocery Corp
- h) Building Permit- 336 Lakeside Ct- Rosenhagen Construction
- i) Building Permit- 311 E South Ave- Design Build Construct
- j) Building Permit- 307 Filmore- Dan Thimesch Construction
- k) Electrical Permit- 409 Shadybrook- John McKee
- l) Roofing- 203 & 205 N Main- Larry Booze Roofing

It was noted the Cereal Malt Beverage licenses were pending background checks. Council member Greg Kampling moved to adopt the Consent Agenda as listed. Council member Carl Koster seconded the motion. Motion carried unanimously.

PUBLIC AGENDA:

No one was present.

OLD BUSINESS:**NEW BUSINESS:****PRESENTATION ON THE SOUTH CENTRAL KANSAS PROSPERITY PLAN**

This agenda item was postponed and was rescheduled for the Jan. 9th meeting.

PRESENTATION ON MOVE 2040 FROM GLORIA JEFF WITH WAMPO

Wichita Area Metropolitan Planning Organization does the transportation planning for the designated metropolitan area. Representative Gloria Jeff stated WAMPO updates the long range transportation plan every 5 years. Jeff went through the different areas that are being looked at in the plan. Congestion is not a main concern in Wichita, compared to other cities. Federal highways and local streets, bridges, safety, traffic volume, aging population, and air quality standards are all topics of concern. Jeff asked for the Council to tell them what issues are important to them by placing 'bucks' into the various topic boxes.

CONSIDERATION OF EXTENDING THE NEW HOME INCENTIVE PROGRAM

Oliver stated that in June 2013, a utility incentive to waive \$2,300 in fees was approved, but it expires December 31, 2013. Local builders have asked that it be extended. Two new homes were built in 2013 and two additional buildings permits were pulled, but construction has not been completed.

Council member Carl Koster stated he would like to see it continue for a year and then reevaluate the program to see if anyone from outside has built a house.

Council member Carl Koster moved to extend the incentive program and waive Cheney utility connection fees for new residential home construction starting Jan 1, 2014 through Dec 31, 2014 and adopt Resolution No. 245-2013.

Council member Judy Lehner seconded the motion. Motion carried unanimously.

CONSIDERATION OF 2014 SALARY SCHEDULE

Administrator Oliver showed a 3% change to the normal and maximum ranges on the 2014 pay scale. The minimum rate stayed the same.

Council member Carl Koster moved to adopt Resolution No. 244-2013 2014 Salary Schedule.

Council member Phil Mize seconded the motion. Motion carried unanimously.

CONSIDERATION OF CHANGES TO THE FEE SCHEDULE

Changes were made to the fee schedule for 2014. Commercial recycling, golf course fees, asphalt millings, and jail fees were all added.

Council member Phil Mize moved to adopt Resolution 243-2013 Schedule of Service, License and Permit Fees.

Council member Greg Kampling seconded the motion. Motion carried unanimously.

CONSIDERATION OF UPDATING GOLF COURSE WEBSITE

Council member Carl Koster moved to accept the quote from Unique Enterprises to update the Cherry Oaks website for \$1,440.00

Council member Judy Lehner seconded the motion. Motion carried unanimously.

CONSIDERATION OF CONCEAL CARRY EXEMPTION PLAN FOR CITY HALL

Administrator Oliver stated the City could ask for a six month waiver or could start allowing guns in the City buildings. Attorney Parker researched the topic and stated most people are taking a conservative approach. The plan involves City Hall, but could ask for exemptions on additional buildings later on. In order to ask for the exemption, the Security plan, written by Attorney Parker must be in place. Attorney Lee Parker asked for executive session for attorney-client privilege to discuss the plan in further detail. *Executive Session was held at the end of the meeting and no binding action was taken on the item.

CONSIDERATION OF 2014 HEALTH AND DENTAL INSURANCE COVERAGE FOR EMPLOYEES

Administrator Oliver reported that the Blue Cross/Blue Shield Insurance rates increased by 1.2%, effective February 1, 2014. Staff recommended staying with the grandfathered Blue Cross/Blue Shield policy.

Council member Phil Mize moved to approve the Blue Cross/Blue Shield Blue Choice Comprehensive Plan for 2014.

Council member Judy Lehner seconded the motion. Motion carried unanimously.

ORDINANCE 866

City staff would like to look at refunding the sewer, water tower and other bonds. Since the sewer bond is broke up into the different sewer work, Ordinance 866 would authorize the sewer payments. Oliver received approval on the refunding from Auditor Eric Meyer. Piper Jaffray will do the bond sale. Kevin Cowan with Gilmore and Bell will be the financial advisor. The refunding will save the City about \$65,000. There is also a possibility of refunding the 2010 water project, but only if the savings would be beneficial to the cost.

Attorney Parker asked to authorize the Mayor to sign, but subject to legal review.

Council member Carl Koster moved to adopt Ordinance 866, authorizing Mayor to sign subject to legal review.

Council member Greg Kampling seconded the motion.

Clerk Young called the vote, Koster- yes, Mize- yes, Mize- yes, Lehner- yes, Kampling- yes, Albers- absent.

CONSIDERATION OF RESOLUTION 246-2013 and 248-2013 APPROVING THE SALE OF CITY OF CHENEY, KANSAS GENERAL OBLIGATION REFUNDING BONDS, SERIES 2014

Oliver provided Resolution No. 246-2013 and 248-2013 required to refund the bonds.

Council member Carl Koster moved to adopt Resolution No. 246-2013 sale of City of Cheney, Kansas General Obligation Refunding Bonds, series 2014 and Resolution 248-

2013 authorizing Mayor to sign, subject to legal review.
Council member Phil Mize seconded the motion. Motion carried unanimously.

CONSIDERATION OF PURCHASING A NEW PATROL CAR IN 2014

Police Chief Howard Bishop asked for approval to purchase a 2014 Utility Police Interceptor in 2014. He reported that the trade-in value on the Crown Vic this year compared to last year was down \$1800. There will be a 90 day turn around on getting the new car. Council member Kampling asked if he had seen any problems with the Explorer? Bishop stated they had to change the battery out already. The 2014 quote included remote start and a towing package. Oliver stated finances were available. Council member Carl Koster moved to approve the Police Department to purchase a 2014 Utility Police Interceptor from the 2014 budget from Lubbers in amount of \$30,810.66.

Council member Judy Lehner seconded the motion. Motion carried unanimously.

PERSONNEL POLICY DISCUSSION

Discussion was continued from the Special meeting on November 18th regarding the police department concerns about the personnel policy.

Council member Mize felt going to 8 hour shifts would not be feasible unless two additional officers were hired. Bishop was concerned about officers having to use vacation time to cover the 2 hours on their birthday and personal day to cover the 8/10 hour shift change. Since overtime can be converted into comp time, it was recommended that the Police Officers convert overtime to comp time so they do not have to take vacation for personal and birthdays.

POLICE REPORT

Police Chief Howard Bishop reported that Officer Gibson would graduate from KLETC on December 13, 2013. Gibson will ride for the next two weeks with another officer and will then be back to a full schedule. Warning tickets were discussed.

Sedgwick County Area Chiefs of Police Assoc minutes regarding S.P.I.D.E.R. were discussed. SPIDER runs registrations, warrants, and driver's licenses for the department and the department is not charged to use this. They are looking at charging all departments \$3.00 to call SPIDER.

Bishop also reported issues the department will see with Sedgwick County's new CAD system that will require an air card, fingerprint reader, and encrypted hard drive. It was noted he would talk to David Rich about the technology requirements.

Attorney Lee Parker asked if access to NCIC could be obtained through cell service?

FIRE REPORT

Fire Chief Brad Ewy reported there was a 1994 fire engine for sale in Missouri with 50,000 miles and foam capacity. If purchased, the Fire Department would sell the 1984 fire truck.

Council member Carl Koster moved to spend a total of \$33,000 on the 1994 fire engine. Council member Greg Kampling seconded the motion. Motion carried unanimously.

MAINTENANCE REPORT

Maintenance Superintendent Brad Ewy reported that the lean-to was completed on the maintenance shop. The maintenance department now has a tank and will be pre-treating streets before winter weather.

GOLF COURSE REPORT

Cherry Oaks Maintenance Superintendent Kevin Fowler and Pro Shop Manager Jim Richmond were absent.

It was mentioned that Richmond had included a report in the packet showing total miles on each golf cart. The mileage ranged from 596 miles to 886 miles per cart.

ADMINISTRATOR'S REPORT

City Administrator Randall Oliver reported that the City will make the yearend transfers that were budgeted. There will be no transfers made to the sewer reserve fund or the gas reserve fund.

Oliver asked if the Council would like to look at a policy regarding employee's carrying concealed weapons while working. Council stated they did not want to discuss a policy for employees.

Council agreed to apply for a liquor license for the golf course. Oliver will start the application process.

Oliver also provided the Council with a scale on how each employee's pay is within the min-norm-max ranges.

Oliver asked for executive session to discuss his 2014 wage and also the employee's wages.

ATTORNEY'S ITEMS

Attorney Lee Parker asked for executive session for attorney-client privilege.

CLERK'S ITEMS

Clerk Danielle Young stated that all employees were to conduct sexual harassment training. A quiz and link to the online training was provided to each Council member.

MAYOR'S ITEMS

Mayor Linda Ball stated at the League Conference she heard about an Emergency plan that City's have. She would like for Cheney to have such a plan.

She also read a thank you note from the City employees regarding the Christmas Party.

COUNCIL ITEMS

Council member Carl Koster mentioned that he is amazed how well the library is being utilized.

Council member Phil Mize had nothing to report.

Council member Judy Lehner had nothing to report.

Council member Greg Kampling had nothing to report.

EXECUTIVE SESSION

Council member Carl Koster moved that the City Council recess into executive session

pursuant to attorney-client privilege, K.S.A 75-4319 (b)(2) for 15 minutes at 9:32 pm with Police Chief Howard Bishop and City Administrator Randall Oliver.
Council member Greg Kampling seconded the motion. Motion carried unanimously.

Mayor Ball stated Council was back in session at 9:49 pm with no binding action taken.

Council member Carl Koster moved to adjourn at 9:55 pm.
Council member Greg Kampling seconded the motion. Motion carried unanimously.

Mayor Linda Ball

(seal)

Attest:

Danielle Young, City Clerk