

CITY OF CHENEY

MINUTES OF THE REGULAR CITY COUNCIL

131 N MAIN ST
COUNCIL CHAMBERS, CITY HALL
January 10, 2013; 7:00 P.M.
HONORABLE MAYOR BALL AND MEMBERS OF THE COUNCIL

CALL MEETING TO ORDER

MEMBERS PRESENT

Mayor Linda Ball declared a quorum present at 7:00 pm and called the regular meeting of the Cheney City Council to order on Thursday, January 10, 2013. Council members present were Carl Koster, Philip Mize, and Greg Kampling. Staff present were City Administrator Randall Oliver, City Clerk Danielle Young, Police Chief Howard Bishop, Cherry Oaks Maintenance Superintendent Kevin Fowler, Cherry Oaks Pro Shop Manager James Richmond, Fire Chief and Maintenance Superintendent Brad Ewy, and Attorney Lee Parker. Guests present were Attorney Austin Parker, Dan Ralstin, Sr., Katrina Ukena, Judy Lehner, Jerry Leroux, Mike- Times Sentinel Newspaper. Council member Angie Gregory arrived at 7:20 pm and Council member Jeff Albers arrived at 7:40 pm.

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 December 13th, 2012 City Council meeting
- c) Building Permit- Kampling Construction- 306 N. Main
- d) Building Permit- Keith Peters- 733 Lincoln St.
- e) Electrical Permit- Cheney Electric- 306 N. Main
- f) Electrical Permit- Joe Shellhammer- 321 W. 2nd
- g) Electrical Permit- Bill Block- 119 N. Marshall
- h) Mechanical Permit- Cheney Electric- 306 N. Main
- i) Plumbing Permit- Cheney Electric- 306 N. Main
- j) Roofing Permit- Joe Shellhammer- 321 W. 2nd

Council member Carl Koster moved to adopt the Consent Agenda.

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

PUBLIC AGENDA

No one spoke during the Public Agenda.

OLD BUSINESS

Quotes for the Cherry Oaks and Cheney Seal Signs

NEW BUSINESS

CONSIDERATION OF MAYOR BALL'S APPOINTMENTS FOR THE CHENEY RECREATION BOARD

Mayor Linda Ball requested approval for the following appointments:

Gloria Markuly for Library Board

Tiger Craig for Recreation Board

Council member Carl Koster moved to confirm the Mayor's appointments.

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

CONSIDERATION OF ANNUAL RENEWAL OF SCWAB-EATON ENGINEERING SERVICES

Council member Philip Mize moved to approve the renewal contract for engineering services from Schwab-Eaton, P.A. for 2013.

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

CONSIDERATION OF SELLING THE CHENEY COMMUNITY SIGN

City Administrator Randall Oliver announced that several local people are interested in purchasing the sign. The City could sell it as a sealed bid item or on Purple Wave.

Oliver recommended selling it by sealed bid. A notice will be posted at City Hall and in the newspaper.

Council member Greg Kampling moved to sell the old community sign by sealed bid.

Council member Carl Koster seconded the motion. Motion carried unanimously.

CONSIDERATION OF AN AGREEMENT FOR SALE OF REAL ESTATE TO THE CITIZEN STATE BANK, OF CHENEY, KANSAS. LOTS 3, 4, 5, 6, 7, 8, 9, 10, 11 AND 12 AND THE SOUTH 10 FEET OF LOT 2 OF BLOCK 12 OF THE ORIGINAL PLAT OF THE CITY OF CHENEY, SEDGWICK COUNTY, KANSAS.

An agreement was presented between the City and Citizen's State Bank to purchase the lots directly across from the bank for \$60,000. Council member Koster stated it would be good to get the property back on the tax rolls and productive for downtown City of Cheney.

Council member Carl Koster moved to approve the agreement with Citizen State Bank and to sell said real estate for \$60,000.

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

CONSIDERATION OF RESOLUTION NUMBER 238-2013 DECLARING THE BOUNDARIES OF THE CITY OF CHENEY, KANSAS

In December Resolution 237-2012 was adopted, but there was an error due to an annexation in early 2012.

Council member Greg Kampling moved to adopt Resolution #238-2013.

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

CONSIDERATION OF THE ADDENDUM TO THE SOLID WASTE CONTRACT WITH WASTE CONNECTION ADDING COMMERCIAL RECYCLE FEES.

The City asked Waste Connections to provide recycling for commercial accounts. The cost would be \$5 per month and \$3.75 for the second recycling cart. In years 4 and 5 the 2nd cart would increase \$1 and in year 5 the 1st cart would increase by .50.

Council member Philip Mize moved to approve the addendum to the solid waste contract.

Council member Carl Koster seconded the motion. Motion carried unanimously.

CONSIDERATION FOR EQUIPMENT PURCHASE FOR THE GOLF COURSE MAINTENANCE

Cherry Oaks Maintenance Superintendent Kevin Fowler stated that his equipment master plan showed replacing the fairway mowers in 2013, but he did not feel that it was necessary. Instead, Fowler presented quotes for the replacement of the utility vehicle and debris sweeper. Fowler proposed replacing the 1998 Cushman and core harvester with a Toro Workman at a cost of \$21,758.87 and Toro ProSweep 5200. A used Toro Prosweep had been located in San Antonio for \$6,750. It would pickup grass clipping, excess sand, and thatchings. The trade-in value for the cushman and core harvester is \$2,500.

Administrator Oliver stated there was \$43,000 in equipment budgeted for the golf course.

Council member Carl Koster moved to purchase the Workman HDX and authorize negotiations on the other item up to \$28,600 total for both.

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

CONSIDERATION OF PARTICIPATING IN THE NOAA WEATHER RADIO PROGRAM

Administrator Oliver filled out the paperwork for the NOAA Weather Radio Program and was awarded the grant for up to 400 radios. The grant will cover 75% of the cost of the weather radio. Oliver found a radio to purchase at wholesale for \$25.50 with a \$30 retail value. If the radios were sold to citizens for \$5, the City would have a cost of \$1.38. Oliver suggested purchasing 100 radios at a time and selling them for \$5.

Council member Carl Koster moved to purchase up to 400 radios and sell them to our citizens for \$5 plus tax.

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

CONSIDERATION OF AN AGREEMENT FROM MID CONTINENT MARKET CENTER, LLC AND CONSTELLATION NEW ENERGY GAS DIVISION, LLC

Attorney Lee Parker noted the agreement stated "in State of Oklahoma" It was discussed if this would make the agreement subject to the laws of the State of Kansas. It was suggested to add 'and Kansas' after Oklahoma and initial the agreement change or to mark out Oklahoma and write in Kansas.

Council member Angie Gregory moved to approve the agreement and the Mayor to sign with modification of adding “and Kansas” after Oklahoma.

Council member Carl Koster seconded the motion. Motion carried unanimously.

CONSIDERATION OF ADDENDUM TO THE INTERLOCAL SERVICE AGREEMENT FOR CODE INSPECTION AND ENFORCEMENT OF BUILDING, ELECTRICAL MECHANICAL, AND PLUMBING CODES BY SEDGWICK COUNTY, KANSAS IN THE CITY OF CHENEY, KANSAS.

Administrator Oliver stated that City of Wichita and Sedgwick County have merged for Code Enforcement. The City of Cheney will not see any changes in-house.

Council member Greg Kampling moved to approve the agreement and the Mayor to sign.

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

POLICE REPORT

Chief Howard Bishop did not have anything to add to his report.

Council member Angie Gregory asked about doing a walk through at the pre-schools.

FIRE REPORT

Fire Chief Brad Ewy did not have anything to add to his report.

MAINTENANCE REPORT

Maintenance Superintendent Brad Ewy did not have anything to add to his report.

Ewy mentioned that he had not heard anything more from the county regarding redoing Main St.

GOLF COURSE REPORT

Cherry Oaks Maintenance Superintendent Kevin Fowler did not have anything to add to his report.

Cherry Oaks Pro Shop Manager Jim Richmond provided information regarding Golf Cart lease or buy options. Richmond reviewed the options and stated that the current golf cart fleet has already lost \$500 in trade-in value per cart over the last six months. In 2012, \$27,000 was spent to make repairs on the current golf carts and 7 or 8 of the carts do not run at this time. If the current carts are kept, \$10,000 will be spent to purchase new batteries for them in 2013. It was reported that golf cart revenue was \$80,000 in 2012. Richmond recommended option #4 or #7.

Council member Jeff Albers asked about the warranty on the carts. It was also mentioned that the Yamaha carts have clear-folding windshields and baskets, but they do not have cooler racks.

Council member Carl Koster moved to exercise option 7, leasing 50 Yamaha carts on a 4 year lease for \$2,060 a month for an annual payment of \$24,720.

Council member Jeff Albers seconded the motion. Motion carried unanimously.

ADMINISTRATOR'S REPORT

Oliver handed out and reviewed the year end financials.

Oliver reported that he has analyzed the static water levels and there is still 45 feet of water left in the table. He is not concerned with the water wells.

The insurance company will be looking at city property roofs for hail damage.

Oliver announced that City Hall Day is February 6th.

ATTORNEY'S ITEMS

Attorney Lee Parker had no items to discuss. Parker did request executive session for attorney-client privileges and non-elected personnel, inviting in the Fire Chief and Police Chief.

CLERK'S ITEMS

City Clerk Danielle Young reminded everyone that the filing deadline to run for Council and Mayor is January 22nd at Noon.

Young also had a copy of Wellington's new Cat Ordinance and a spreadsheet showing gas deposit requirements from different cities. Both items were discussed at the December meeting.

MAYOR'S ITEMS

Mayor Linda Ball had nothing to discuss.

COUNCIL ITEMS

Council member Carl Koster had nothing to discuss.

Council member Jeff Albers had nothing to discuss.

Council member Philip Mize had nothing to discuss.

Council member Angie Gregory had nothing to discuss.

Council member Greg Kampling had nothing to discuss.

EXECUTIVE SESSION

Council member Greg Kampling requested that the City Council recess into executive session pursuant to the attorney-client privilege, K.S.A. 75-4319(b)(2) and non-elected personnel K.S.A. 75-4319 (b)(1) for 30 minutes at 8:10 pm, inviting Police Chief Howard Bishop, Fire Chief Brad Ewy, and City Administrator Randall Oliver. The open meeting to resume in the City Council Chamber at 8:40 pm.

Council member Angie Gregory seconded the motion. Motion carried unanimously.

Mayor Linda Ball stated Council was back in session at 8:40 pm with no binding action taken.

ADJOURN

Council member Carl Koster moved to adjourn at 8:41 pm

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

WORKSHOP-PERSONNEL POLICIES

Linda Ball, Mayor

(seal)

Attest:

Danielle Young, City Clerk