

# CITY OF CHENEY

## MINUTES OF THE REGULAR CITY COUNCIL

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131 N MAIN ST  
COUNCIL CHAMBERS, CITY HALL  
May 9th, 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 May 9, 2013. Council members present were Carl Koster, Philip Mize, Greg Kampling, and Judy Lehner. Staff present were City Administrator Randall Oliver, City Clerk Danielle Young, Police Chief Howard Bishop, Cherry Oaks Maintenance Superintendent Kevin Fowler, Fire Chief and Maintenance Superintendent Brad Ewy, and Attorney Lee Parker. Guests present were Mike Buhler - Times Sentinel Newspaper, Anita McQueen and Kirk Short with RE/MAX, Bill Cole- American Legion, Tricia Parker. Council member Jeff Albers and Cherry Oaks Pro Shop Manager Jim Richmond were absent.

### PLEDGE OF ALLEGIANCE TO THE AMERICAN FLAG

### DETERMINE AGENDA ADDITIONS:

City Administrator Randall Oliver announced there was a correction under appointments. Thomas Davis should be listed as a police officer instead of Shawn Fowler.

### 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 April 11, 2013 City Council meeting
- c) Building Permit – Sedgwick County Fair Association- 229 E South Ave
- d) Electrical Permit – Fellows Electric- 203 N Main
- e) Electrical Permit – Cheney Electric Service- 120 N Main
- f) Plumbing Permit- PlumbCo- 514 W Cherry Oaks
- g) Roofing Permit- City of Cheney- 525 N Main St
- h) Roofing Permit- USD 268- 100 W 6<sup>th</sup> Ave
- i) Roofing Permit- City of Cheney- 516 N Main St

Council member Carl Koster moved to adopt the Consent Agenda as listed.  
Council member Philip Mize seconded the motion. Motion carried unanimously.

**PUBLIC AGENDA:**

Bill Cole with the American Legion asked Council for permission to pour concrete behind the Howitzer cannon and to move the Howitzer south. This would give a better vision of the memorial.

Council member Carl Koster moved to give permission to the American Legion to move the cannon back on the concrete.

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

**OLD BUSINESS**

**NEW BUSINESS**

**SWEARING IN OF MAYOR AND COUNCIL MEMBERS**

City Clerk Danielle Young swore in Mayor Linda Ball, Council member Judy Lehner, and Council member Carl Koster. Council member Jeff Albers was absent.

**CONSIDERATION OF MAYOR BALL'S APPOINTMENTS FOR 2013-2014**

Mayor Ball requested Council's confirmation on the following appointments of officers for a one year term:

- City Administrator: Randall Oliver
- City Clerk: Danielle Young
- Police Chief: Howard Bishop
- Fire Chief: Brad Ewy
- City Attorney: Lee Parker
- Municipal Judge: Gregory Keith
- City Prosecutor: Sean Hatfield
- City Treasurer: Roger Brown
- Police Officer: Shawn Davis
- Police Officer: Craig Pittman
- Police Officer: Tom Davis
- Police Officer: Michael Jewell

Council member Philip Mize moved to confirm all of the Mayor's appointments.

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

**CONSIDERATION OF MAYOR BALL'S APPOINTMENTS FOR THE PLANNING COMMISSION**

Mayor Ball requested Council's confirmation on the following appointments:

- Planning Commission Steve Gile 3 year term
- Planning Commission Bret Albers 3 year term
- Planning Commission Courtney Ast 3 year term

Council member Greg Kampling moved to confirm Mayor Ball's appointments to the Planning Commission.

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

### **CONSIDERATION OF PURCHASING AN ADA COMPLIANT AUTOMATIC SWING DOOR OPERATOR FOR THE MAIN ENTRANCE AT CITY HALL**

Staff recommended the purchase and installation of the ADA automatic swing door operator from Wichita Door Controls.

Council member Carl Koster moved accept staff recommendation and approve the purchase from Wichita Door Controls in the amount of \$1479.

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

### **CONSIDERATION OF WAMPO REDESIGNATION AGREEMENT FOR COOPERATIVE TRANSPORTATION PLANNING 2013 AND THE FISCAL AGREEMENT FOR THE OPERATION OF THE WICHITA AREA METROPOLITAN PLANNING ORGANIZATION**

Attorney Lee Parker stated that his firm would be representing WAMPO. Oliver stated that WAMPO has included a 1% fee for federally shared projects. If the City ever wants to use federal funding, it will need to be a part of WAMPO. It was recommended to the Council to approve and sign both documents, in order for the City to reap the full benefits of the WAMPO membership.

Council member Carl Koster moved to approve the WAMPO Redesignation Agreement and the Fiscal Agreement and authorize mayor and City Attorney to sign the WAMPO agreements.

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

### **CONSIDERATION OF HOUSEHOLD HAZARDOUS WASTE ONE-DAY COLLECTION SITE USE AGREEMENT**

Sedgwick County has chose Cheney as a site on June 22, 2013 from 9am- 1pm. City must provide a forklift, a 20 cu ft trash receptacle and employee.

Council member Greg Kampling moved to approve the agreement with Sedgwick County for a one-day hazardous waste collection.

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

### **CONSIDERATION OF PLANNING COMMISSION RECOMMENDATION FOR SPECIAL USE PERMIT AT 128 N WASHINGTON**

The Planning Commission held a public hearing on April 29th to hear comments on and made a recommendation to Council for the Special Use Permit at 128 N Washington St. The Planning Commission's recommendation was to deny the special use permit. A specific reason was not given. The unapproved minutes from the planning commission meeting were given to the Council.

Council member Carl Koster moved to accept the planning commission's recommendation.

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

### **CONSIDERATION OF TRAFFIC PAYMENTS.COM SERVICE AGREEMENT**

Attorney Parker reviewed the agreement with Judge Keith. Parker stated the City does have the ability to withdraw from the contract at any time.

This agreement would allow 24-hour online citation payment services, toll free pay-by-phone services, and ancillary services to individuals who have received citations for

traffic or other legal violation.

Council member Greg Kampling moved to approve the service agreement with TrafficPayment.com.

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

### **CONSIDERATION OF A SIDEWALK REPLACEMENT PROGRAM FOR 2013**

The 2013 budget contains \$10,000 for sidewalk improvements. The policy established in 2005 to replace sidewalks was very successful with \$5,000 allocated being spent. This is a continuation of that program with minor changes and would include \$5000 being used for the grant program.

Council member Carl Koster moved to approve the 2013 sidewalk replacement program with a max of \$5,000.

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

### **CONSIDERATION OF ALLOWING THE GRADE SCHOOL TO USE THE SWIMMING POOL FOR TWO AFTERNOONS IN EARLY MAY**

The grade school kids are awarded with a swimming pool party at the end of the school year. The school will pay to have lifeguards on duty.

Council member Greg Kampling moved to approve the Grade School the use of the Pool for two afternoons in early May.

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

### **POLICE REPORT**

Police Chief Howard Bishop reported the police department did not have items ready for the CIP because he did not have time to gather quotes.

### **FIRE REPORT**

Fire Chief Brad Ewy stated he will try to bid on some trucks for the Fire Department. The fire department is also doing updates to the inside of the fire station.

### **MAINTENANCE REPORT**

Maintenance Superintendent Ewy noted that he received a quote on widening Lake Rd from 6th Ave to Cherry Oaks Back 9. The bid was for \$81,000. Ewy will ask Cornejo for a quote and negotiate some of the items with APAC. Oliver stated they will have to ask the County for approval and help with funds.

APAC also bid \$73,000 to do 4-5 city blocks for 2" overlay.

Ewy stated he has been dealing with the Safe Routes Sidewalk project and the concerned property owners.

The Swimming Pool mural looks great and they will also need to purchase another refrigerator for the swimming pool.

Ewy stated he will try to bring the committee together for the Splash Park.

### **GOLF COURSE REPORT**

Cherry Oaks Maintenance Superintendent Kevin Fowler thanked Brad Ewy and the maintenance department for pouring the driving range pad. They placed sod around the driving range mats today.

Cherry Oaks Manager Jim Richmond was absent. Cherry Oaks hosted the high school league tournament. They will also hold the 3A high school regional golf meet will be and the 4A State tournament.

### **ADMINISTRATOR'S REPORT**

City Administrator Randall Oliver stated that realtor Anita McQueen had spoken with him and is having problems selling lots on the Back 9. Other communities are doing neighborhood revitalization programs, such as Mt. Hope and Haven. The program was originally used for blighted property. Some cities have listed their entire town to apply for the rebate. The homeowner would be responsible for filling out an application if they wished to do an improvement that would increase the tax value of their home. The change in taxes would then be rebated after they are paid.

Kirk Short spoke with RE/MAX and noted that the City of Maize had a housing incentive that is administered by the City for new homes built. If a homeowner fails to pay their taxes, then they are kicked out of the program. Short stated that tax credit creates encouragement and the City could receive money that isn't there now. Short explained that if a lot is sitting vacant, incentives will bring someone to build on the lot and the city will eventually make money. There's no up-front money to invest.

Council asked to get programs from other cities to see what the options are.

Oliver also mentioned that the pool concessions will be ran by the City this year.

### **ATTORNEY'S ITEMS**

Attorney Lee Parker had no items to discuss.

### **CLERK'S ITEMS**

City Clerk Danielle Young stated that she would begin surveys for the CDBG Sewer Replacement grant for the areas where the sewer lines will be replaced.

Young also mentioned that four people moved out this month and the utility deposit did not cover their bills.

### **MAYOR'S ITEMS**

Mayor Ball had no items to discuss.

### **COUNCIL ITEMS**

Council member Carl Koster had no items to discuss.

Council member Philip Mize had no items to discuss.

Council member Judy Lehner had no items to discuss.

Council member Greg Kampling had no items to discuss.

### **ADJOURN**

Council member Philip Mize moved to adjourn at 8:22 pm.

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

### **WORKSHOP ITEMS**

The Capital Improvement Plan was discussed among Council and City Department

heads.

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Linda Ball, Mayor

Attest:

(seal)

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Danielle Young, City Clerk