

CITY OF CHENEY

MINUTES OF THE REGULAR CITY COUNCIL

131 N MAIN ST
COUNCIL CHAMBERS, CITY HALL
Aug 18, 2011, 7:00 P.M.

HONORABLE MAYOR BALL AND MEMBERS OF THE COUNCIL

PUBLIC HEARING ON THE PROPOSED 2012 CITY OF CHENEY BUDGET

A public hearing was held for public comment to be heard on the proposed 2012 City of Cheney Budget. The budget summary was published in the Times Sentinel advertising the public hearing for this evening. Mill levies cannot be increased but can be decreased or adjusted.

Mayor Ball asked for any comments on the 2012 Budget. There were no comments.

Council member Carl Koster moved to close the public hearing.

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

CALL THE REGULAR MEETING TO ORDER

MEMBERS PRESENT

Mayor Linda Ball, Council Members: Jeff Albers, Greg Kampling, Carl Koster, Angie Gregory, Philip Mize; Maintenance Superintendent Brad Ewy, Police Chief Howard Bishop, Golf Course Pro Shop Manager Patrick Jordan, Golf Course Superintendent Kevin Fowler, City Clerk Danielle Young; City Administrator Randall Oliver; City Attorney Lee Parker; Times Sentinel- Travis Mounts; Trisha Parker; Rita and Jim Perkins

PLEDGE OF ALLEGIANCE TO THE AMERICAN FLAG

DETERMINE AGENDA ADDITIONS

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 July 14, 2011 City Council meeting
- c) Well Permit - Matt Albers - 330 Evergreen Ct
- d) Roofing Permit - Marc Nuessen – 633 Aetna
- e) Building Permit - Ron Traxson – 713 N Filmore
- f) Siding Permit- American Home Service – 717 Garfield
- g) Roofing Permit- Michael Dawson – 208 Washington
- h) Mechanical Permit- Cheney Electric – 643 Jayhawk
- i) Mechanical Permit - Cheney Electric – 421 S Main
- j) Well Permit- Chase Drilling – 313 Birch Ct
- k) Pool Permit- Jamie Rumford – 313 Birch Ct

- l) Demolition Permit- Melissa Sowell Mares – 541 Shadybrook
- m) Roofing Permit - William Graham – 600 Aetna Dr
- n) Roofing Permit - Wichita Roofing – 708 Garfield
- o) Roofing Permit - Wichita Roofing – 306 Shadybrook
- p) Roofing Permit - Wichita Roofing – 717 Garfield
- q) Roofing Permit - Wichita Roofing – 429 Teal Lane
- r) Roofing Permit - Wichita Roofing – 505 Jefferson
- s) Roofing Permit - Wichita Roofing – 412 Shadybrook
- t) Mobile Home Permit - Melissa Sowel Mares – 541 Shadybrook
- u) Roofing Permit - Midwest Roofing Services – 420 W 4th Ave
- v) Demolition Permit - Fred Wilkenson – 656 Shadybrook
- w) Roofing Permit - Wichita Roofing – 316 Harrison
- x) Roofing Permit - Wichita Roofing – 327 Marshall
- y) Roofing Permit - Wichita Roofing – 506 Lincoln
- z) Roofing Permit - Wichita Roofing – 318 W Third Ave
- aa) Roofing Permit - Bill Hoffine Roofing – 630 Leighty Dr
- bb) Roofing Permit - KS Home Source – 618 Allison
- cc) Roofing Permit - Equity Builders – 427 Washington
- dd) Roofing Permit - Mahaney Roofing – USD #268
- ee) Roofing Permit - Extreme Roofing – 605 Jayhawk
- ff) Roofing Permit - Wichita Roofing – 716 Garfield
- gg) Roofing Permit - Wichita Roofing – 504 Quail Run
- hh) Roofing Permit - Bill Hoffine Roofing – 655 Aetna
- ii) Well Permit - Greg Rosenhagen – 449 Quail Run Ct

Council member Greg Kampling moved to adopt the Consent Agenda as listed.
 Council member Angie Gregory seconded the motion. Motion carried unanimously.

PUBLIC AGENDA *(Please limit comments to 5 minutes)*

Rita Perkins lives at 740 N. Filmore and received a letter from the City about their beehives being a nuisance to neighbors. The letter stated Perkins needed to remove the bees within 30 days. Perkins presented signatures from her neighbors stating they do not have a problem with the bees. It was stated by City staff that complaints were received by neighbors and according to the ordinance, since there was a nuisance complaint, she would need to remove the beehives. Perkins asked for an additional two week extension to remove her four beehives.

Council member Carl Koster moved to allow an extension and to have the bees removed by September 15th, 2011.

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

OLD BUSINESS

NEW BUSINESS

CONSIDERATION OF ADOPTING THE 2012 BUDGET

The 2012 budget was discussed at the July 14th City Council meeting. The summary and notification of public hearing was published in the Times Sentinel Newspaper on August 4th and a public hearing was held earlier in this meeting

Council member Carl Koster moved to adopt the 2012 budget as presented.
 Council member Phil Mize seconded the motion. Motion carried unanimously.

CONSIDERATION OF PROPOSAL FROM SCHWAB-EATON, P.A. ENGINEERS FOR CHANNEL CHANGES AND LEVEE PERMITTING FOR THE TRIBUTARY TO THE NORTH FORK NINNESCAH RIVER

The Kansas Department of Agriculture stated the City must apply for two after-the-fact stream channel permits and a class A levee approval permit. This proposal will complete the permitting process needed for the continued maintenance of the tributary.

By applying for this permit, additional permits will not be required for future maintenance. Mayor asked how long the permit was good for. Attorney Parker stated an original permit must be filed before any work is considered maintenance. So once this permit is applied for all additional maintenance will fall under this original permit.

Council member Angie Gregory moved to approve the proposal from Schwab-Eaton for \$11,300.00 for part A and part B.

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

CONSIDERATION OF APPOINTMENTS FOR THE KMGA BOARD OF DIRECTORS IN ACCORDANCE WITH KMGA'S BYLAWS, THE BOARD OF DIRECTORS SHALL CONSIST OF ONE DIRECTOR FOR EACH MEMBER CITY.

Council member Jeff Albers moved to appoint Randall Oliver to serve on the KMGA Board of Directors for a two (2) year term beginning September 1, 2011 and appoint Brad Ewy to serve as the alternate Director.

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

CONSIDERATION OF THE FINAL PLAT FOR GREIVING ADDITION

The Planning Commission met August 1st to review the Final plat of Rod Greiving. The preliminary plat was approved by the Council at the July 14th council meeting. City staff reviewed the final plat and the Planning Commission approved the Final plat at their August 1st meeting.

Only one change was made from the preliminary plat to the final plat, the preliminary plat was named Rod Greiving Addition, and the final plat is named Greiving Addition. The Planning Commission approved it unanimously. It will be a residential plat within the City limits.

Council member Greg Kampling moved to approve the Final plat for Greiving Addition. Council member Jeff Albers seconded the motion. Motion carried unanimously.

POLICE REPORT

Police Chief Howard Bishop noted that the teen run-a-way had been found and several man hours were spent locating her.

Bishop received an e-mail from EF Johnson stating the City is still on hold to get radios. Bishop also contacted Sedgwick County Commissioner Peterjohn about the status of the radios.

FIRE REPORT

Fire Chief Brad Ewy stated it had been very busy. The fire department had several fires, but no more than usual. He reported they are still looking to purchase a foam truck.

MAINTENANCE REPORT

Maintenance Superintendent Brad Ewy stated that APAC has finished the street work. The bike path on north Main is finished and should get striped with paint soon. Council member Carl asked what was being tested on the City lot, Ewy stated they are testing for gasoline in relation to the excavation project at 1st and Main.

Ewy reported that the City has been asked by a business to seal their parking lot with City equipment. The City would be reimbursed for the project by billing the business for man hours and material. Attorney Parker suggested there should be a formal agreement done and to note with the insurance carrier that the City is doing this kind of work. Once the City is done with the project it would be turned over to the business. It was stated that this service should be made available to other businesses as well. Council member Albers commented that the Maintenance Superintendent should inspect the project and sign off on the job once completed. Revenue from the project would go into the general fund.

Carl Koster moved to authorize staff to draft for consideration a policy with attached contract and documents for the city to provide repaving services under contract with local businesses.

Angie Gregory seconded the motion. Motion carried unanimously.

GOLF COURSE REPORT

Golf Course Superintendent Kevin Fowler didn't have anything to add to his report. He mentioned that they have received compliments on the great condition of the greens. The trees are very stressed from the lack of water and carts had been cart paths only for 45 straight days to reduce the stress on the grass.

Pro Shop Manager Patrick Jordan reported that the July numbers were down because of the heat. Jordan created a Memorial Donation form for those interested in donating a bench or tree to the golf course. Benches are \$1000 and would include the concrete pad attached to the cart path and trees are \$500.

Council member Carl Koster moved to adopt the Golf Course Donation Policy. Council member Angie Gregory seconded the motion. Motion carried unanimously.

ADMINISTRATOR'S REPORT

Administrator Randall Oliver commented that Max Slusser had until August 19th, 2011 to clean up his property, which was requested by the City. If an extension is not requested by Mr. Slusser, then the City will bring him into municipal court.

Oliver stated that he had been in contact with Sandy Jacquot of LKM, and the City can codify the code books for \$600. Attorney Parker suggested we get a timeline for a completion date.

Oliver also reported that he has contacted AT&T about the status of the cell tower project. They replied that they have not abandoned the project, but are working elsewhere. Oliver noted that the lease option with AT & T expired August 9th and asked Council if they would like to extend the lease option. Attorney Parker said he would draft a document asking AT&T to extend the lease option for 6 months for \$1000.

Council member Greg Kampling moved to extend the lease option with AT&T for another six months for \$1000 and authorizing Mayor Ball to sign.

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

Oliver stated the City currently charges a 25% fee charged on debt the City cannot collect on utility fees, but was wondering if we could charge this fee on uncollected court fees. Attorney Parker commented that there was a Supreme Court case stating no, but he would check on it.

ATTORNEY'S ITEMS

Attorney Lee Parker had nothing additional to report.

CLERK'S ITEMS

Clerk Young reminded everyone of the upcoming LKM Conference in Wichita October 8-10.

MAYOR'S ITEMS

Mayor Ball asked for the contact list to be updated and for Council member Angie Gregory to receive a council notebook.

COUNCIL ITEMS

Carl Koster- nothing

Jeff Albers- Asked Maintenance Superintendent if they could block Main Street off for the Car Show.

Phil Mize- nothing

Angie Gregory- Asked if Welcome Bags were given to new people moving into the City. It was stated that the Chamber provides these to the City Office.

Greg Kampling- Asked if there had been any contact from Young's regarding the Railroad property. Oliver stated he sent him a letter.

Kampling also asked about the property at 513 Adams and asked for a letter to be sent to clean up the property.

ADJOURN

Council member Phil Mize moved to adjourn at 8:57 p.m.

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

Mayor Linda Ball

(Attest)

Danielle Young, City Clerk