

City Council Minutes – Regular Meeting – Monday, May 14, 2018

The Bonner Springs City Council met in regular session at 7:30 p.m. on Monday, May 14, 2018.

Governing Body Present: Mayor Jeff Harrington; Councilmembers: Rodger Shannon, Chris Wood, Tom Stephens, Dani Gurley, Mike Thompson, Bob Reeves, Mark Kipp and Jordan Mackey

City Staff Present: Sean Pederson, City Manager; Amber McCullough, City Clerk; Tillie LaPlante, Finance Director; Carol Sharp, Human Resources Director; Don Slone, City Planner; Matt Beets, Street Superintendent; Sergeant Marshall, Police Department; Corporal Khan, Police Department; Public Works staff and EMS staff.

Others Present: Tyler Ellsworth and Adrian Serene, Kutak Rock; David Arteberry, George K Baum and Justin Klautt, Wilson & Co.

The Mayor led the Pledge of Allegiance to the Flag of the United States of America, and asked Pastor Tracy Brooks, Victory Assembly of God, to lead the invocation.

Item No. 1 – Police Valor Award Presentation – The Mayor presented proclamations to Sergeant Marshall and Corporal Khan of the Bonner Springs Police Department to honor each of them for receiving the Kansas Association Chiefs of Police Gold Award for Valor.

Item No. 2 – Public Service Proclamations – The Mayor presented proclamations in recognition of Public Service Week, Law Enforcement Memorial Week, EMS Week and Public Works Week.

Item No. 3 – Youth Council Proclamation – The Mayor presented a proclamation to representatives of the Mayor’s Youth Advisory Council.

Item No. 4 - Citizen Concerns About Items Not on Today’s Agenda –

- Travis Slankard, 411 Allcutt, Invited everyone to support the Thrive & Drive event on Saturday.
- Angela Luttrell, 113 W. Second Street, handed out fliers for the Thrive & Drive event.
- Sean Barlow, 13810 Woodend Road, was concerned about the safety of the curves and blind hilltops on Woodend Road as the trees and brush grow back. He asked the City Council to investigate the possibility of installing speed bumps and or signs to slow drivers down.
- Clifton Boje, 222 Oak Street, Introduced himself and Acorn Performing Arts Academy, stated he teaches private music instruction and looks forward to serving the community.

CONSENT AGENDA

The Mayor read the Consent Agenda Items 5 through 12 and asked the staff, audience or City Council if they wished to remove an item for separate consideration. Item No. 9 was removed for individual consideration.

Item No. 5 – Minutes of the April 23, 2018, City Council Meeting – Presented for approval.

Item No. 6 - Claims for City Operations for May 14, 2018 - Presented for approval were supplement claims in the amount of \$97,546.15 and regular claims in the amount of \$557,711.33.

Item No. 7 – Public Housing Authority Claims for May 14, 2018 – Presented for approval were regular claims in the amount of \$6,063.17.

Item No. 8 – Treasurer’s Report – The first quarter Treasurer’s Report was included in the agenda packet.

Item No. 10 – Massage Therapy License Renewal – Spa Rapha Massage & Craniosacral Therapy – Nicole Hankins applied and paid the fee for renewal of her 2018 Massage Therapy Business Establishment and Massage Therapist Licenses.

Item No. 11 – Personnel Policy – Staff proposed an updated Personnel Policy based on the League of Kansas Municipalities’ model Personnel Policies and Guidelines.

Item No. 12 – Elected Official Electronic Communication and Equipment Use Policy – Staff prepared a policy regarding the use of equipment and technology in preparation for the issuance of iPads and email addresses for the City Council members.

CONSENT AGENDA APPROVAL

Thompson made a Motion to Approve the Consent Agenda without item No. 9. Gurley seconded the motion and it carried on a vote of eight to zero.

REGULAR MEETING AGENDA

Item No. 9 – Public Use Request Modification – Thrive & Drive – The Farmers’ Market requested to extend the street closure to include Second Street between Oak and Cedar for the Thrive & Drive event to allow emergency services to park and display vehicles during the event and exit quickly and safely if needed.

➤Oak Street will be left open to vehicle traffic and portable stop signs will be placed at the intersection.

➤Kobi's bikes will park on Cedar.

Gurley made a Motion to Approve the Public Use Request Modification for the Thrive & Drive Event on Saturday, May 19, 2018. Stephens seconded the motion and it carried on a vote of eight to zero.

Item No. 13 – Stormwater Master Plan – Professional Services Agreement – The City Planner presented:

➤The Stormwater Master Plan is one of three master plans required to facilitate a five-year Capital Improvements Plan.

➤The selection committee recommended the City Council award the Professional Services Agreement for the Stormwater Master Plan to Wilson & Company.

Stephens made a Motion to Award the Professional Services Agreement to Wilson & Company for the Stormwater Master Plan for an Amount Not to Exceed \$43,000, and Authorize the City Manager to Execute the Agreement. Reeves seconded the motion and it carried on a vote of eight to zero.

Item No. 14 – Ordinance for a Franchise Agreement with Verizon Enterprise Solutions - The City Clerk presented:

➤The ordinance, if approved, grants a franchise agreement with Verizon Enterprise Solutions and mirrors other franchise agreements the City holds.

➤Verizon agrees to compensate the City a sum equal to 5% of gross receipts.

Reeves made a Motion to Approve an Ordinance Granting a Franchise Agreement to Verizon Enterprise Solutions for Local Telecommunications Service. Stephens seconded the motion and it carried on a vote of eight to zero.

Assigned Ordinance No. 2459.

Item No. 15 – Ordinance to Adopt Construction Specifications and Design Criteria – The Street Superintendent presented and introduced Justin Klaudt, City Engineer:

➤The City Engineer stated the currently adopted specifications are extremely outdated with some dating back to the 1980's. Technology, research and development have advanced since then.

Shannon made a Motion to Approve an Ordinance Adopting the American Public Works Association Construction Specifications and Design Criteria. Mackey seconded the motion and it carried on a vote of eight to zero. **Assigned Ordinance No. 2460.**

Item No. 16 – JAG Properties III, LLC IRB Public Hearing –

Stephens Made a Motion to Open the Public Hearing at 8:20 p.m. to Consider a Kansas Sales Tax and Ad Valorem Tax Exemption for Property Financed with the Proceeds of Approximately \$2,201,385 of Industrial Revenue Bonds. Reeves seconded the motion and it carried on a vote of eight to zero.

➤Tyler Ellsworth, Kutak Rock, stated the next action item for the project is consideration of resolution of intent and approval of the PILOT agreement.

➤JAG Properties III applied for a 50% abatement over ten years for a \$2.2 Million expansion of an existing business.

➤The IRB is consistent with City's IRB policy.

➤Kutak Rock worked with the state to prepare a Cost Benefit Analysis which shows the benefits to the various tax districts outweigh the costs over a ten-year term.

Thompson Made a Motion to Close the Public Hearing at 8:27 p.m. Shannon seconded the motion and it carried on a vote of eight to zero.

Item No. 17 – JAG Properties III, LLC IRB Resolution of Intent -

➤Staff recommended the City Council approve a Resolution of Intent to issue Revenue Bonds in the amount of \$2,201,385, grant a 10-year, 50% property tax abatement and grant a Kansas sales tax exemption for JAG Properties III, LLC.

Gurley made a Motion to Approve a Resolution of Intent to Issue Industrial Revenue Bonds in the Approximate Amount of \$2,201,385 for JAG Properties III, LLC for Property Tax Abatement and Sales Tax Exemption.

Shannon seconded the motion and it carried on a vote of eight to zero. **Assigned Resolution No. 2018 – 04.**

Item No. 18 - City Manager's Report – The City Manager:

➤Invited Councilmembers to attend the groundbreaking event for the Kincaid Group at 23889 W. 40th Street on Tuesday, May 15th at 11:00 a.m.

- The Bonner Springs Police Department will honor those fallen in the line of duty at Kelly Murphy Park on Wednesday, May 16th at 11:00 a.m.
- City offices will be closed on Memorial Day, Monday, May 28th. The City Council meeting will be Tuesday, May 29th and trash pick up will be delayed by one day.
- Invited everyone to attend the Memorial Day Service at the Bonner Springs Cemetery on Monday, May 28th and 10:00 a.m.

Item No. 19 - City Council Items –

- Kipp stated the fishing derby was successful with 49 participants.
- Gurley asked do the councilmembers need to sign the electronic equipment policy? The City Clerk will distribute policies to be signed.
- Gurley asked what the projected opening date is for the new Dollar General location. The opening date is tentatively scheduled for July 1st.
- Gurley asked if there were any updates regarding the graffiti.
- Gurley was concerned about the vacant house at 118 Elm, residents have pointed out that it is dilapidated and may not conform to city codes. The Mayor added that he has been working with the City Manager on properties around the city that may not conform and are being addressed.
- Wood stated the Farmers' Market had a wonderful season opening.
- Thompson encouraged everyone to support and subscribe to the Tiblow Talk.
- Mackey stated sidewalks and crosswalks downtown need repaired.

Item No. 20 – Mayor's Report – The Mayor:

- Complimented everyone on a wonderful Marble Day event. The Pinky Ball fundraiser benefitted the Bonner Springs High School Key Club this year.
- Encouraged everyone to access the Kansas Flag Honors Program online to receive notification for placing flags at half-staff.
- Appreciates the residents for bringing the citizen concerns in front of the City Council and noted the issues on Woodend Road are continuing issues that City staff is looking at with the new development in the area.
- Encouraged everyone to please notify the City about any code enforcement issues seen throughout the City.
- Received a letter from the District Chair of the Boy Scouts; they are planning a BB gun training at the summer camp at the Ag Hall of Fame and asked for the City to waive the permit fee. If necessary, the Mayor would like the item placed on the next City Council agenda to consider waiving the permit fees. The City Manager and City Planner stated a Special Use Permit may also need to be considered by the Planning Committee.
- Invited everyone to the Thrive & Drive event. He will judge the bar-b-que contest.
- The City Manager brought everyone's attention to the budget calendar included in the agenda packet.

The meeting adjourned at 8:53 p.m.

_____ Amber McCullough, City Clerk