

## MINUTES

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The meeting was called to order with Roll Call by Mayor Rick Walker.

Roll Call:	Lane	Present	Ritter	Present
	Daniels	Present	Murdock	Present
	Honomichl	Present		

Mayor Walker led the Pledge of Allegiance. Guests signed the book on page 83.

Consent Agenda Items will be acted upon by one motion unless a Council member requests an item be removed for discussion and separate action.

1. Consent Agenda:
  - a. Approve Minutes of the Council Meeting on January 16, 2020.
  - b. Approve Pay Ordinance No. 871.

Motion by Council member Murdock to approve the Consent Agenda; second by Ritter.

Roll Call:	Lane	Yes	Ritter	Yes
	Daniels	Yes	Murdock	Yes
	Honomichl	Yes		

Motion carried.

2. Call to Public:

"Members of the public are welcome to use this time to comment about any matter relating to City business not listed on this Agenda. The comments that are discussed under Call to Public may or may not be acted upon by the Council during this meeting. **There is a four-minute time limit.** Please stand and wait to be recognized by the Mayor. You must state your name and address."

Randy Johnson, De Soto, said he is concerned about the timeline on the process of sewer line repair. This has happened again in January. The fiber line has run through the sewer line and he is working with the insurance company for the company. The lines are in the City right-of-way. Administrator Brungardt said underground utilities are regulated through Dig Safe and the company does have a permit to do work along the right-of-way and there is insurance with that. The jurisdictional authority doesn't feel it is within their authority to penalize the fiber company. Administrator Brungardt is working with the insurance company and the fiber company to get the matter figured out. He said the City's right-of-way ordinance may need to be reviewed since the regulatory framework of Dig Safe doesn't cover this.

Lora Jimenez, WNG, LLC, 417 Jackson Ave, Kansas City, Missouri. She said she has an issue with RG Fiber. They signed a contract back in September, 2019, and they have only been paid on one invoice, with others remaining outstanding.

John Corneliusen, Vermeer, Olathe, Kansas said they are an equipment supplier for RG Fiber and asked if there is a payment schedule on this company. He said he is putting a lien on the bond against RG Fiber.

3. Old Business: None

4. New Business:

- a. Consider Resolution Providing for Notice and Scheduling of Public Hearing on IRB Tax Incentive Request from K TEN Place II for Phase 2 of apartment project. City Attorney Reavey said this is a formality of giving notice of the public hearing for this project. The cost benefit analysis will be sent to the school district and to the county. Administrator Brungardt said Mr. Hicks is out of town, but one of the partners is here this evening.

Motion by Council member Murdock to approve Resolution No. 1026 Providing for Notice and Scheduling of Public Hearing on IRB Tax Incentive Request from K TEN Place II for Phase 2 of apartment project; second by Honomichl.

Roll Call:	Lane	Yes	Ritter	Yes
	Daniels	Yes	Murdock	Yes
	Honomichl	Yes		

Motion carried.

- b. Consider Change Order #1 for 83<sup>rd</sup> Street Sidewalk Project. Planning Director Weisenburger said in an effort to finish the sidewalk construction along 83<sup>rd</sup> Street, a retaining wall needs to be constructed on a section near 83<sup>rd</sup> Street and Kill Creek Road within City right-of-way. Staff solicited bids but only two companies responded, and Director Weisenburger met with both contractors and walked the site. He commented on the ground where the wall is to be erected and provided some background information concerning the utility pole on site.

Council member Honomichl asked how it wasn't noticed during the design phase. He and Director Weisenburger discussed about shortening the length of the wall and grading the ground. Council member Honomichl said he didn't see the need for a wall on the City's side of the property. Every didn't show any desire at all to move the utility pole. Council member Lane asked about the safety area around the pole.

Motion by Council member Murdock to accept the bid proposal from Real Drainage Solutions in an amount not to exceed \$8,245.00; second by Honomichl.

Roll Call:	Lane	Yes	Ritter	Yes
	Daniels	Yes	Murdock	Yes
	Honomichl	Yes		

Motion carried.

Administrator Brungardt said the City has heard several comments about the Jersey barriers that were installed on the Kill Creek Bridge on 83<sup>rd</sup> Street. He said there is fencing to go on top of the barrier. He commented on the tapering of the barrier and extending it out. The Council may want to look at an option like the barrier near the railroad overpass on Lexington Avenue. Discussion ensued between Council member Murdock on the final striping. Administrator Brungardt said this section will have a UBAS surfacing this year. Discussion ensued among Council members and Staff. Council member Ritter said when this company set the barriers on a Saturday, they had no flaggers and were not following safety protocols. Administrator Brungardt said there will not be any further work done on a weekend.

- c. Discuss Strategic Plan Update. Administrator Brungardt said he incorporated the results of last year's Council retreat into the Strategic Plan Update. He provided Council with a red-line version and incorporated a few changes from the Council's comments during the meeting. He said the goal is to have the updated plan ready for adoption at the February 20<sup>th</sup> meeting.

- d. Discuss CIP Update. Administrator Brungardt said he has incorporated some of the topics from the last Council meeting into an updated programming spreadsheet, and revised project descriptions and timelines accordingly. He said he has received a few new project requests from City department heads and may have more by the February 20<sup>th</sup> meeting. He explained the updates in the 2020 CIP. There are no new revenue sources in this plan. Also included was the original streetscape project from 2006 for Council's review. Administrator Brungardt explained the projects that are under consideration but are not yet included in the CIP.

Administrator Brungardt commented on the sewer extension projects aimed primarily to encourage economic development in the southwestern growth area. He said there is a committee currently working on updating the economic incentive policy. Council member Honomichl said there is money in the budget if needed. The committee is looking at where the best economic opportunities are within the City. Discussion ensued about this effort.

Administrator Brungardt outlined the CIP efforts for this year. The City is scheduled to issue \$750,00 in new debt this year, mostly to fund the roundabout project. He will be putting an RFQ together to hire a consultant to design the roundabout. He commented on the other projects that are being reviewed for this year.

- e. Discuss Shade Structure for Stage at Riverfest Park. Administrator Brungardt said the summer concert series was successful. There has been some discussion about getting some type of structure over the band stage at Riverfest. He presented several designs for Council's comments. Discussion ensued by Council member Murdock on fabric structures and how long it will last. She said the wood structure is more expensive up front but would have less added expense at a later time. Discussion by Council member Lane that the fabric doesn't always hold up as well. He likes Council member Murdock's idea of the permanent wooden structure. Council member Honomichl said there are many different kinds of fabric structures. He asked what the intent is and are we weatherproofing the stage or trying to create shade. Further discussion ensued. Council member Ritter said he is more in favor of the permanent structure.

5. Executive Session: None.

6. Advisory Reports:

- a. City Administrator, Mike Brungardt, said there was an open house on Monday evening for the Parks & Rec referendum. There was some good dialogue. The next one is scheduled before the Council meeting from 5:30 – 6:30 p.m. on February 20<sup>th</sup>. He commented that the City can only provide information and cannot recommend how to vote on this referendum. He said the Council members cannot comment as a Council member; however, they can comment as a citizen. People are interested and are asking questions on Facebook.
- b. City Attorney, Patrick Reavey, no report.
- c. City Planner, Brad Weisenburger, said he wanted to thank the Council and Administrator Brungardt for allowing him to attend the Certified Public Manager program. He completed the program and graduated in December, 2019.
- d. City Clerk, Lana McPherson, said she will be traveling for IIMC Presidential duties during March and April. Attorney Reavey will be taking Minutes at the next Council meeting.

7. Council & Mayor Comments:

No further comments from Council member Honomichl.

Council member Murdock said she hopes things will get worked out with RG Fiber and we need to move forward on this project. She hopes everyone will remain patient.

Council member Daniels asked if there has been any movement with the Sunflower Redevelopment on ownership and moving forward with the City and utilities. Administrator Brungardt said there are ongoing discussions, but nothing he can talk about publicly yet.

No further comments from Council members Ritter and Lane.

No further comments from Mayor Walker.

Motion by Council member Murdock to adjourn at 8:11p.m.; second by Honomichl.

All Council approved by "ayes."

Motion carried.

Respectfully submitted:

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Lana R. McPherson, MMC, City Clerk