

MINUTES

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. Citizens signed the book on page 38.

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 February 15th, 2018.
 - b. Approve Pay Ordinance No. 826.

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."

Darrel Zimmerman, citizen, said he loaned a book to Council member Murdock about loving where you are. The book states that the citizens shouldn't expect local government to do all the work; it should be about community involvement. He said he is here tonight because of the sidewalk change in the downtown business. He has had conversations with City Staff about it. He said oftentimes when something looks good up front, it isn't behind the scenes. His question is should the patio and ramps be a detriment to the adjoining properties. Even if it is an ADA law, it doesn't fit into his idea of what is proper. He asked about ownership of the sidewalks by the City up to the front of the buildings. He said being silent to him is being complacent.

Paul Pingleton, citizen, said he is really proud of how the Council all works together and things are getting done in the city. They are doing a great job and the City is looking good.

Rose Burgweger, citizen, said she is very pleased with how the De Soto magazine has evolved and the City's support in assisting with this. She said this issue focuses on the building happening in De Soto, and this will be good advertising for our community. Everyone is working hard for De Soto and it is encouraging to her to have this magazine continuing to grow when other publications are shrinking. She commented on the 'google' articles.

3. Old Business: None

4. New Business:

- a. Receive Presentation from Johnson County Commissioner Mike Brown. Commissioner Brown was not present for this meeting.
- b. Receive Presentation from City Attorney on Open Meetings Laws. Attorney Reavey provided documents in the Council packet concerning the new legislation concerning the Kansas Open Meetings Act (KOMA). A copy of the information referenced is available in the Council packet for this March 1, 2018 meeting. Attorney Reavey pointed out in De Soto's case, a quorum is four (4) Council members and a majority of the quorum would be three (3) since the Mayor votes only on specified occasions.

Mayor Walker and Attorney Reavey commented about these KOMA laws applying also to the Planning Commission. Attorney Reavey said "yes, they do apply." Discussion ensued.

Attorney Reavey also included the Ethics/Conflicts of Interest documents for Council to review as this is set out in Article 10 of Chapter I of the City Code of De Soto, Kansas. He commented on the Statement of Substantial Interest form that needs to be on file.

Council member Honomichl commented on council members sitting together at social events. Attorney Reavey commented that no city business should be discussed. Discussion ensued that if the subject could be on an agenda in future, then it should not be mentioned. Attorney Reavey commented on the public comments by citizens during a council meeting.

Council member Murdock asked about the Mayor talking with a council member outside of a council meeting. Attorney Reavey stated under Kansas statute, the mayor is not considered a council member. However, the mayor does vote on zoning matters.

- c. Receive Update on Broadband Committee Activities. Administrator Brungardt said at the last meeting, Council requested an update. Council members Lane and Honomichl are members of this committee. He gave a progress update as provided in the Council packet dated March 1, 2018. There are four action items and next steps the committee is working on. Administrator Brungardt is also working with Johnson County and the school district on a public purposes lower-cost dark fiber lease. If the City is able to obtain that lease, the City will need to consider constructing a fiber optic line from City Hall to the USD 232 Service Center. He further commented on the steps taken trying to assist Clearview City in finding a provider for internet service. The Committee is continuing to encourage other Internet Service Providers in their efforts to construct a fiber-to-the-home network in the City.

Council member Honomichl said the area school districts are very interested in this and are also wrestling with service in their communities because some students are trying to get educational internet connectivity for their school work, and it isn't there. The Spring Hill area is very similar to ours in this respect. He said we need to get our city limits up to some standard of internet service and continue to grow. Council member Honomichl commented that cities really don't want to be in the internet business so a public-private partnership is the best way probably to provide a solution. Council member Daniels had some questions and Administrator Brungardt responded to those. A Council discussion ensued. Council member Lane said he did some investigation on a government probe in Leavenworth last week. He has reviewed some of the charts that were used in working with their school district and the base. If the City water tower is used, along with the school building, this could be an option for Clearview City.

- d. Consider 2018 Road Maintenance Recommendations. Planning Director Weisenburger stated in the 2018 Capital Improvements Fund budget there is a line item for "Yearly Road

Maintenance Program” containing \$437,000. Staff has been completing a city-wide analysis using the PASER system since 2007. They have compiled a listing of recommendations for this year’s program. The Program Recommendations for 2018 are: Curb and gutter replacement on Commerce Drive; UBAS surfaces on Lexington Avenue at 91st to Jaycee Streets; 87th Street- Penner to the Merck Property; and finish Commerce Drive to Lexington. The crack fill/seal coat repairs in the entire Timber Trails Subdivision.

Council member Honomichl asked about the Lexington Avenue project having a higher ranking. Director Weisenburger said Lexington is a high-traffic road and the main backbone of the City so it needs to be kept up. Discussion ensued between Council member Honomichl and Director Weisenburger on the UBAS process and the good results that other cities have had with using UBAS.

- e. Consider Proposals for City Website Overhaul. Administrator Brungardt said in the 2018 budget, \$40,000 has been set aside for an overhaul of the City’s website. This effort is in support of the Strategic Plan initiatives relating to better public communications and image. He has received proposals from three (3) firms. He said the proposal from Civic Plus, while the most costly, is also the most comprehensive and most closely aligns with the City’s needs. Because of their proximity in Manhattan, Kansas, experience with other local governmental agencies, and proven track record, he feels they offer the best value for the initial overhaul and for the long term. They list more than 90 Kansas governmental clients and more than a third of which have been clients for 10 years or more.

Motion by Council member Honomichl to direct Administrator Brungardt to enter into a services agreement with Civic Plus for the initial website development and yearly hosting and maintenance services; second by Daniels.

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

Motion carried.

5. Executive Session: N/A

6. Advisory Reports:

- a. City Administrator, Mike Brungardt, said at the Planning Commission meeting this week, the annexation parcel public hearing for rezoning was heard and the Planning Commission will be forwarding their recommendation for approval to the City Council.

The park master plan proposals have been received and are being reviewed. Planning Director Weisenburger commented on the scoring sheets that have been turned in to Staff. A discussion ensued among Council member Honomichl and Director Weisenburger.

- b. City Attorney, Patrick Reavey, stated the volunteer code enforcement committee has had a meeting and officers have been elected. That entity is now formed and will be meeting monthly.
- c. City Planner, Brad Weisenburger, no further report.
- d. City Clerk, Lana McPherson, commented the vendor applications are coming in for the 4th of July event at Riverfest Park.

7. Council & Mayor Comments:

Council member Lane asked if Staff has heard any further reports from WaterOne on their repairs on Cedar Creek Road. Director Weisenburger hasn't heard from them this week and he will follow up. Council member Lane said he heard from a neighbor about a new satellite internet company.

Council member Ritter asked about a dumpster cleanup. A discussion ensued among Council members. Administrator Brungardt said it was brought up during the strategic planning meeting.

Council members Daniels and Murdock had no further comments.

Council member Honomichl said he attended a luncheon today and heard a presentation from the County Appraiser on price points in certain demographics in the county. Administrator Brungardt said he has a meeting next week with County Appraiser Welcome.

Mayor Walker said he attended the MARC board meeting and heard recycling is going to cost more in the near future. China isn't buying recycled materials and they are turning away recycling. He commented on the KC Rising program. He said the City of Independence has a program to train underemployed people in their community to help them get better jobs to work in the community.

Mayor Walker said he was honored to give the invocation today at the Kansas City Mayors' Prayer Breakfast.

No further comments by Council.

Motion by Council member Murdock to adjourn at 8:29 p.m.; second by Daniels.

All Council approved by "ayes."

Motion carried.

Respectfully submitted:

Lana R. McPherson, MMC, City Clerk