



MINUTES
CITY COUNCIL MEETING
7651 E. Central Park Ave, Bel Aire, KS
March 21, 2023 7:00 PM



I. CALL TO ORDER: Mayor Jim Benage called the meeting to order at 7:00 p.m.

II. ROLL CALL

Present were Greg Davied, Tyler Dehn, Emily Hamburg, and John Welch. Justin Smith attended via video conference.

Also present were City Manager Ty Lasher, Interim City Attorney Jennifer Hill, City Engineer Anne Stephens, Public Works Director Marty McGee, Community Development Director Jay Cook, and City Clerk Melissa Krehbiel.

III. OPENING PRAYER: Father Terry Hedrick provided the opening prayer.

IV. PLEDGE OF ALLEGIANCE TO THE AMERICAN FLAG

Mayor Benage led the pledge of allegiance.

V. DETERMINE AGENDA ADDITIONS: There were no additions.

VI. CONSENT AGENDA

- A. Minutes of the March 7, 2023 City Council special meeting.**
- B. Minutes of the March 7, 2023 City Council regular meeting.**
- C. Municipal Water Conservation Plan 2023**
- D. Appointment of Jennifer Hill as Interim City Attorney for the City of Bel Aire.**
- E. Confirm the Mayor's reappointment of Rebecca Armstrong to the Bel Aire Tree Board. Her new term will expire on April 16, 2025.**

MOTION: Councilmember Welch to approve the Consent Agenda as listed and authorize the Mayor to sign. Councilmember Davied seconded the motion. *Motion carried 5-0.*

VII. DISCUSSION AND APPROVAL OF APPROPRIATIONS ORDINANCE

- A. Consideration of Appropriations Ordinance 23-05 in the amount of \$1,127,770.46.**

MOTION: Councilmember Davied moved to approve Appropriations Ordinance 23-05. Councilmember Dehn seconded the motion. ***Motion carried 5-0.***

VIII. CITY REQUESTED APPEARANCES: None.

IX. CITIZEN CONCERNS

David Landoll, 4743 N Krueger Street, spoke about his concerns about street and drainage conditions in his neighborhood, along Oliver.

X. REPORTS

A. Council Member Reports

Councilmember Hamburg noted that residents are receiving their yearly property tax appraisals in the mail. If residents feel their property has been improperly appraised they may call the phone number on the back of the notice to file an appeal with the County. She reminded residents that Spring Fest is on April 1st this year.

Councilmember Dehn briefly reported on the most recent meeting of the Sedgwick County Association of Cities (SCAC). He also met with the Director of the Wichita Area Municipal Planning Organization (WAMPO) regarding the best contacts locally and at the State level to advocate for transportation infrastructure investment in Bel Aire.

B. Mayor's Report

Mayor Benage reported he met with Senator Marshall on March 10th regarding support for the Integra CHIPS project and toured a couple of Bel Aire businesses, Empire Wall and Wickham Glass. On March 13th he attended an announcement given by the Director of the ATF at the Law Enforcement Training Center at Wichita State University (WSU). The ATF will build a Crime Gun Intelligence Lab at WSU. He attended the most recent meetings of SCAC and the WAMPO Policy Board. He also attended Garver's Montana breakfast on March 16th. He noted that in early April work will begin on K-254 from Hydraulic to the Butler County line.

C. City Attorney Report – No report was given.

D. City Manager Report

City Manager Lasher reported that the City was recently granted some benches made from recycled waste tire materials through a grant from the State. Also, a survey regarding parks is available on the City's website for citizens to give their input.

XI. ORDINANCES, RESOLUTIONS AND FINAL MOTIONS

A. Consideration of a Fireworks Sales Permit by Bellino Fireworks, Inc. to be located at 4552 N Woodlawn pending Sedgwick County Fire Marshall inspection (Bel Aire Lions Club).

MOTION: Councilmember Hamburg moved to table Item A. Councilmember Welch seconded the motion. *Motion carried 5-0.*

B. Consideration of A Consent To and Agreement For Annexation for a parcel located on the South Side of 53rd Street (Kilgore property).

MOTION: Councilmember Welch moved to accept the Consent To and Agreement For Annexation for the Kilgore property and authorize the Mayor to sign. Councilmember Davied seconded the motion. *Motion carried 5-0.*

C. Consideration of An Ordinance Annexing And Incorporating the Kilgore Property Into The Boundaries Of The City Of Bel Aire, Kansas.

MOTION: Councilmember Welch moved to approve the annexation of Portions Of Section 24-26-1E (the Kilgore Property) Into The Boundaries Of The City Of Bel Aire, Kansas, and authorize the Mayor to sign. Councilmember Davied seconded the motion.

Roll Call Vote:

Greg Davied – Aye	Tyler Dehn– Aye	Emily Hamburg– Aye
Justin Smith – Aye	John Welch– Aye	

Motion carried 5-0.

D. Consideration of accepting the dedication of streets and other public ways, service and utility easements and land dedicated for public use as shown on the Final Plat of Skyview At Block 49 4th Addition.

MOTION: Councilmember Welch moved to accept the dedications within the Final Plat for Skyview At Block 49 4th Addition and authorize all required signatures. Councilmember Hamburg seconded the motion.

Roll Call Vote:

Greg Davied – Aye	Tyler Dehn– Aye	Emily Hamburg– Aye
Justin Smith – Aye	John Welch– Aye	Jim Benage – Aye

Motion carried 6-0.

E. Consideration of accepting a quote for development of a new Comprehensive Development Plan. Quotes were received from three companies:

<u>Contractor</u>	<u>Amount</u>	<u>Timeframe</u>
Multistudio	\$39,815	May 1-November 30
PEC	\$53,000	April 1-September 30
RDG	\$125,000	Fall 2023-Summer 2024

MOTION: Councilmember Hamburg moved to accept the quote from PEC in the amount not to exceed \$53,000 and authorize the Mayor to sign. Councilmember Davied seconded the motion. *Motion carried 5-0.*

F. Consideration of a bid for sewer point repairs at various locations in Bel Aire. Five bids were solicited with one bid being submitted by Utility Maintenance Contractors in the amount of \$118,475.00.

MOTION: Councilmember Dehn moved to accept the bid from Utility Maintenance Contractors in the amount not to exceed \$118,475.00 for sewer point repairs and authorize the Mayor to sign. Councilmember Davied seconded the motion. ***Motion carried 5-0.***

G. Consideration of a bid for replacement of the water main on Hanover between Auburn and Kenawee. Five bids were solicited with two being returned:

<u>Contractor</u>	<u>Total Bid</u>
UMC	\$238,315.00
McCullough	\$211,300.00

Councilmembers discussed the advantages of completing the project as soon as possible, due to the current condition of the water main. UMC will be able to complete the project sooner than the other bidder.

MOTION: Councilmember Davied moved to accept the bid from UMC in the amount not to exceed 238,315.00 for replacement of the water main by July 31st, 2023 on Hanover between Auburn and Kenawee and authorize the Mayor to sign. Councilmember Hamburg seconded the motion. ***Motion carried 5-0.***

H. Consideration of a Municipal Court Service Provider Agreement with Shawn P. Lautz of Lautz Law, LLC.

MOTION: Councilmember Welch moved to approve the Municipal Court Service Provider Agreement with Shawn P. Lautz of Lautz Law, LLC and authorize the Mayor to sign. Councilmember Davied seconded the motion. ***Motion carried 5-0.***

XII. EXECUTIVE SESSION

MOTION: Councilmember Welch moved to go into executive session for the sole purpose of discussing the subject of: Attorney-Client consultation regarding contractual obligations pursuant to the KSA 75-4319 exception for attorney-client privilege. Invite the City Manager, Interim City Attorney and Ken Lee. The meeting will be for a period of 30 minutes, and the open meeting will resume in City Council Chambers at 8:30 p.m. Councilmember Dehn seconded the motion. ***Motion carried 5-0.***

The Council then held an executive session. At 8:33 p.m., Mayor Benage called the meeting back to order in open session. He stated that no binding action had been taken.

MOTION: Councilmember Welch moved to extend the executive session for 15 minutes, resuming at 8:50 p.m. Councilmember Hamburg seconded the motion. ***Motion carried 5-0.***

The Council returned to executive session. At 8:55 p.m., Mayor Benage called the meeting back to order in open session. He stated that no binding action had been taken.

XIII. DISCUSSION AND FUTURE ISSUES

The council briefly discussed having City staff or City consultants (like Garver) attend meetings of the Aurora Park Gravel Roads Task Force. There was consensus that the Task Force should first provide specific recommendations to City staff.

XIV. ADJOURNMENT

MOTION: Councilmember Davied moved to adjourn. Councilmember Welch seconded the motion. *Motion carried 5-0.*

The meeting adjourned at 9:01 p.m.