



MINUTES
CITY COUNCIL MEETING
7651 E. Central Park Ave, Bel Aire, KS
May 21, 2024 7:00 PM



I. CALL TO ORDER: Mayor Jim Benage called the meeting to order at 7:01 p.m.

II. ROLL CALL

Present were Councilmembers Greg Davied, Tyler Dehn, Emily Hamburg, Justin Smith, and John Welch.

Also present were City Manager Ted Henry, City Attorney Maria Schrock, City Engineer Anne Stephens, Director of Public Works Marty McGee, and City Clerk Melissa Krehbiel.

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

IV. PLEDGE OF ALLEGIANCE TO THE AMERICAN FLAG

Mayor Benage led the pledge of allegiance.

V. PROCLAMATION

A. National Public Works Week, May 19-25, 2024

B. Memorial Day – May 27, 2024

Councilmember Dehn read aloud the proclamation for National Public Works Week. Mayor Benage read aloud the proclamation for Memorial Day. The Mayor signed both proclamations.

VI. DETERMINE AGENDA ADDITIONS: There were no additions.

VII. CONSENT AGENDA

A. Approval of Minutes of the May 7, 2024 City Council meeting.

B. Accept Petitions for Sanitary Sewer and Water Distribution System Improvements to serve Lycee Addition.

C. Adopt Resolutions Determining The Advisability Of The Making Of Certain Internal Improvements In The City Of Bel Aire; Making Certain Findings With Respect Thereto; And Authorizing And Providing For The Making Of The Improvements In

Accordance With Such Findings (Sanitary Sewer and Water Distribution System Improvements/Lyceum Addition).

- D. Approve the reappointment of Ted Henry as City Manager for the next twelve months.**
- E. Approve the reappointment of Maria Schrock as City Attorney for the next twelve months.**
- F. Approve the reappointment of Terry Beall as Municipal Court Judge for the next twelve months.**

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

VIII. DISCUSSION AND APPROVAL OF APPROPRIATIONS ORDINANCE

- A. Consideration of Appropriations Ordinance No. 24-09 in the amount of \$403,330.40.**

MOTION: Councilmember Smith moved to approve Appropriations Ordinance No. 24-09. Councilmember Davied seconded the motion. ***Motion carried 5-0.***

IX. CITY REQUESTED APPEARANCES: None.

X. CITIZEN CONCERNS

Rosemarie Wood, 4700 N Hillcrest, spoke regarding her concerns about a letter she recently received from the code enforcement department.

Kelly Wood, 4700 N Hillcrest, spoke regarding his concerns about a letter he received recently from the code enforcement department.

XI. REPORTS

A. Council Member Reports

Councilmember Dehn reported on the Cops N' Bobbers fishing clinic and thanked the Police Department for hosting the event. Tomorrow he plans to attend the K-254 Corridor Management Plan meeting at Circle Middle School in Benton.

Councilmember Welch briefly reported on Curbside Cleanup and the Cops N' Bobbers fishing clinic.

B. Mayor's Report

Mayor Benage reported that as of today, three applications have been received for appointment to the City Council. Applications can be submitted through the City's website or by email to jbenage@belaireks.gov. Applications will be accepted through June 7th.

Mayor Benage Briefly reported on the Sedgwick County Law Enforcement Memorial service he attended and the most recent meetings of the Bel Aire Utility Advisory Committee, Sedgwick County Association of Cities (SCAC), WAMPO TPB, and the Sedgwick County Fire District No 1 Steering Committee. He encouraged community members to attend two upcoming meetings: the K-254 Corridor Management Plan meeting tomorrow at Circle Middle School and the regional transportation plan meeting at City Hall on June 5th.

There is an opportunity for appointment through SCAC to the Sedgwick County Emergency Communications Advisory Board; interested Bel Aire residents should contact Mayor Benage. He reported that he and Bel Aire resident Peggy O'Donnell were elected to be alternate regular and alternate at-large delegates at the convention in Milwaukee in July.

C. City Attorney Report

City Attorney Maria Schrock briefly reported on Charter Ordinance No. 25, which will place a question on the ballot for the August 6th primary.

D. City Manager Report

City Manager Ted Henry reported on Recreation activity attendance; he thanked Rec staff for their work. He reported that the Kechi Brush Site will be open to Bel Aire residents on Saturday, to take downed limbs created by the recent storm; directions to the brush site can be found on the City's website. In observance of Memorial Day, City offices will be closed on Monday, May 27th. Phase 1 construction on 53rd Street will begin soon. 53rd street is expected to be closed from Oliver to Pinecrest from Tuesday, May 28th through June 7th.

EXECUTIVE SESSION

At this time, Mayor Benage requested a motion to address Agenda Item XIII. Executive Session.

MOTION: Councilmember Hamburg motioned to move the Executive Session to the portion, in front of Item XII. Councilmember Smith seconded the motion. *Motion carried 5-0.*

MOTION: Councilmember Dehn moved to go into executive session for the sole purpose of discussing the subject of: attorney-client consultation regarding contractual obligations pursuant to K.S.A. 75-4319(b)(2) for consultation with an attorney for the public body or agency which would be deemed privileged in the attorney-client relationship. Invite the City Manager, City Attorney, City Engineer, and Neil Gosch. The meeting will be for a period of 30 minutes, and the open meeting will resume in City Council Chambers at 8:00 p.m. Councilmember Hamburg seconded the motion. *Motion carried 5-0.*

The Council recessed to executive session. At 8:00 p.m. Mayor Benage called the meeting to order in open session and stated that no binding action had been taken.

XII. ORDINANCES, RESOLUTIONS AND FINAL MOTIONS

A. Consideration of a request by Waste Connections for rate increase for solid waste and recycling services. Herschel West, Waste Connections, will present the request.

Mr. West presented the request and stood for questions from the City Council. The increase requested is 2% for solid waste and recycling services.

City Manager Ted Henry answered questions about a proposed administrative fee that would be considered at a future City Council meeting.

MOTION: Councilmember Hamburg moved to approve a 2% rate increase for solid waste and recycling services fees paid by the City to Waste Connections effective July 1, 2024. Any changes to the rate the City of Bel Aire charges to customers for trash and recycling service will be discussed and approved by resolution at a future City Council Meeting. Councilmember Welch seconded the motion. *Motion carried 5-0.*

B. Consideration of a quote to replace 4 water pumps in the Bel Aire pump house. Two quotes were received:

| <u>Contractor</u> | <u>Total</u> |
|----------------------|--------------|
| JCI | \$53,559.00 |
| MEM - Industrial LLC | \$89,657.86 |

MOTION: Councilmember Welch moved to accept the quote from JCI in the amount of \$53,559.00 exactly to replace 4 water pumps in the Bel Aire pump house and authorize the Mayor to sign. Councilmember Dehn seconded the motion. *Motion carried 5-0.*

C. Consideration of selecting a proposal for Sewer Manhole Rehabilitation 2024. Two contractors provided proposals:

| <u>Contractor</u> | <u>Total</u> |
|-------------------|--------------|
| UMC | \$34,200.00 |
| Mayer | \$124,345.00 |
| Dondlinger | No Proposal |

MOTION: Councilmember Smith moved to accept the proposal from UMC in the amount of \$34,200.00 and authorize the Mayor to sign. Councilmember Dehn seconded the motion. *Motion carried 5-0.*

D. Consideration of selecting a proposal for Sewer Camera Equipment. Four Contractors provided proposals:

| <u>Contractor</u> | <u>Amount</u> |
|----------------------------------|---------------|
| Key Equipment (Rover X) | \$125,400.00 |
| Elliot Equipment Company (Aries) | \$235,000.00 |
| Insight Vision (Riezler) | \$109,467.45 |
| MPE Equipment | \$104,995.00 |

MOTION: Councilmember Welch moved to accept the proposal from MPE Equipment in the amount of \$104,995.00 for sewer camera equipment and authorize the Mayor to sign. Councilmember Hamburg seconded the motion. *Motion carried 5-0.*

E. Consideration of appointing a Council President for 2024 to replace Justin Smith.

MOTION: Councilmember Dehn moved to appoint Emily Hamburg as Council President for 2024. Councilmember Davied seconded the motion. Discussion followed.

Councilmember Hamburg noted she will be absent the same week that Mayor Benage will be absent from a Council meeting. Therefore, she will be unable to fulfill the primary duty of chairing that meeting in his absence.

MOTION: Councilmember Welch made a substitute motion to appoint Greg Davied as Council President for 2024. Councilmember Hamburg seconded the motion. *Motion carried 3-1-1* with Councilmember Davied voting against the motion, and Councilmember Smith abstaining from the vote.

F. Consideration of appointing a Councilmember to the Public Building Commission to fill the seat previously held by Justin Smith. Per City Code, the term of office of the Governing Body Member on the PBC shall be co-terminus with the member's term of office as a member of the Governing Body of the City.

MOTION: Councilmember Welch moved to name Tyler Dehn to the Public Building Commission. Councilmember Davied seconded the motion. *Motion carried 4-0-1* with Councilmember Smith abstaining from the vote.

XIII. EXECUTIVE SESSION: This item was addressed earlier in the meeting.

XIV. DISCUSSION AND FUTURE ISSUES: No further discussion was held.

XV. ADJOURNMENT

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