



# MINUTES SPECIAL CITY COUNCIL MEETING

7651 E. Central Park Ave, Bel Aire, KS  
October 25, 2023 6:00 PM



I. **CALL TO ORDER:** Mayor Jim Benage called the meeting to order at 6:00 p.m.

II. **ROLL CALL**

Present were Councilmembers Greg Davied, Tyler Dehn, Emily Hamburg, Justin Smith, and John Welch. Also present were City Manager Ty Lasher, City Attorney Maria Schrock, and City Engineer Anne Stephens.

III. **ORDINANCES, RESOLUTIONS AND FINAL ACTIONS**

A. **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 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 15 minutes, and the open meeting will resume in City Council Chambers at 6:16 p.m. Councilmember Smith seconded the motion.

***Motion carried 5-0.***

The Council then recessed into executive session. At 6:19 p.m., Mayor Benage called the meeting to order in open session and state that no binding action had been taken.

**MOTION:** Councilmember Davied moved to extend the executive session for an additional 10 minutes with the open meeting to resume in Council Chambers at 6:30 p.m. Councilmember Hamburg seconded the motion. ***Motion carried 4-1***, with Councilmember Welch voting against the motion.

The Council then recessed into executive session. At 6:33 p.m., Mayor Benage called the meeting to order in open session and state that no binding action had been taken.

B. **Executive Session**

**MOTION:** Councilmember Smith 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 and City Attorney. The meeting will be for a period of 15 minutes, and the open meeting will resume in City Council Chambers at 6:48 p.m. Councilmember Davied seconded the motion. ***Motion carried 5-0.***

The Council then recessed into executive session. At 6:48 p.m., Mayor Benage called the meeting to order in open session and state that no binding action had been taken.

**MOTION:** Councilmember Smith moved to extend the executive session for an additional 15 minutes with the open meeting resuming in Council Chambers at 7:04 p.m. Councilmember Davied seconded the motion. ***Motion carried 5-0.***

**C. Consideration of taking action regarding response to the KDHE consent order received by CCUA.**

**D. Consideration of taking such action as may be deemed necessary regarding sanitary sewer treatment services for the City of Bel Aire.**

Mayor Benage stated that Items C and D would be removed from the agenda.

**E. Executive Session**

**MOTION:** Councilmember Hamburg moved to go into Executive Session for the sole purpose of discussing the subject of: non-elected personnel pursuant to K.S.A. 75-4319(b)(1) to discuss personnel matters related to non-elected personnel. Invite the City Manager and City Attorney. The meeting will be for a period of 30 minutes, and the open meeting will resume in City Council Chambers at 7:40 p.m. Councilmember Dehn seconded the motion. ***Motion carried 5-0.***

The Council then recessed into executive session. At 7:43 p.m. Mayor Benage called the meeting to order in open session and stated that no binding action had been taken.

**MOTION:** Councilmember Welch moved to extend the executive session for 15 minutes to 7:58 p.m. Councilmember Hamburg seconded the motion. ***Motion carried 5-0.***

The Council then returned to executive session. At 8:02 p.m. Mayor Benage called the meeting to order in open session and stated that no binding action had been taken.

**MOTION:** Councilmember Smith moved to extend the executive session for an additional 10 minutes with the open meeting resuming in Council Chambers at 8:12 p.m. Councilmember Welch seconded the motion. ***Motion carried 5-0.***

The Council then returned to executive session. At 8:12 p.m. Mayor Benage called the meeting to order in open session and stated that no binding action had been taken.

#### **IV. ADJOURNMENT**

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