



MINUTES
CITY COUNCIL MEETING
7651 E. Central Park Ave, Bel Aire, KS
May 16, 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, Justin Smith, and John Welch.

Also present were City Manager Ty Lasher, Interim City Attorney Jennifer Hill, City Engineer Anne Stephens, Director of Planning and Development Jay Cook, and City Clerk Melissa Krehbiel.

III. OPENING PRAYER: A moment of silent prayer was observed.

IV. PLEDGE OF ALLEGIANCE TO THE AMERICAN FLAG

Mayor Benage led the pledge of allegiance.

V. PROCLAMATION

A. Memorial Day – May 29, 2023

B. National Public Works Week, May 21-27, 2023

C. National Kids to Parks Day - May 20, 2023

The proclamations were read by Councilmembers Dehn, Davied, and Smith, and signed by Mayor Benage.

VI. DETERMINE AGENDA ADDITIONS: There were no additions.

VII. CONSENT AGENDA

A. Minutes of the May 2, 2023 City Council meeting.

B. Approve Minutes of the May 9, 2023 City Council special meeting.

C. Approve the reappointment of Ty Lasher as City Manager for the next twelve months.

- D. Approve the reappointment of Jennifer Hill as Interim City Attorney for the next two months or until the new City Attorney is appointed.**
- E. Approve the reappointment of Terry Beall as Municipal Court Judge for the next twelve months.**

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

VIII. DISCUSSION AND APPROVAL OF APPROPRIATIONS ORDINANCE

- A. Consideration of Appropriations Ordinance No 23-09 in the amount of \$2,435,988.57.**

MOTION: Councilmember Davied moved to approve Appropriations Ordinance No 23-09. Councilmember Dehn seconded the motion. ***Motion carried 5-0.***

IX. CITY REQUESTED APPEARANCES: None.

X. CITIZEN CONCERNS: No one spoke.

XI. REPORTS

A. Council Member Reports

- Councilmember Hamburg briefly reported a tour of the Waste Connections recycling facility attended by herself, Mayor Benage and Utility Advisory Committee (UAC) members. She thanked the UAC for organizing the tour.
- Councilmember Smith briefly reported on a recent special meeting of the Chisholm Creek Utility Authority (CCUA).
- Councilmember Davied also reported on the most recent CCUA meeting.
- Councilmember Dehn reported on the most recent Bel Aire Chamber event held at the FedEx facility and a recent Wichita State University event regarding manufacturing, hosted by the Center for Economic Development and Business Research (CEDBR).

B. Mayor's Report

- Mayor Benage reported that he and City Manager Lasher recently visited the Governor, Lieutenant Governor, and several State department heads to discuss issues related to Integra coming to Bel Aire.
- He briefly reported on a special meeting of CCUA and regular meetings of the Sedgwick County Association of Cities (SCAC) and WAMPO.
- Mayor Benage also attended several special events: the CEDBR workshop about manufacturing, the tour of the Waste Management recycling facility with UAC, and the Today Show broadcast at Northeast Magnet High School.
- He congratulated Ty Lasher, who recently received the Public Employee Recognition Award from the League of Kansas Municipalities and Anna Yui, Northeast Magnet High School student, who won the Marketing Brochure contest for the Bel Aire Chamber of Commerce.

- Mayor Benage also reported that a Transportation Safety Committee workshop will be held from 4-6 p.m. on Thursday, June 8, 2023 at 325 N St. Francis Avenue (Wichita, Kansas).

C. City Attorney Report – No report was given.

D. City Manager Report

City Manager Lasher reported on upcoming events and ongoing projects. Curbside Cleanup will be held this Saturday. The yearly street maintenance project is ongoing: asphalt and curb repairs have been completed and the contractor will begin micro-surfacing in September. Water and sewer projects are ongoing.

XII. ORDINANCES, RESOLUTIONS AND FINAL MOTIONS

A. Consideration of approving an amended application for Retail Sale of Fireworks Permit from Bellino Fireworks Kansas, Inc / Bel Aire Lions Club, for a tent to be located near the northwest corner of 45th & Woodlawn. Approval is conditioned upon approval of the site and inspection by the Sedgwick County Fire Department.

MOTION: Councilmember Welch moved to approve the amended application for Retail Sale of Fireworks Permit from Bellino Fireworks Kansas, Inc / Bel Aire Lions Club, for a tent to be located near the northwest corner of 45th & Woodlawn, conditioned upon approval and inspection by the Sedgwick County Fire Department. Councilmember Hamburg seconded the motion. *Motion carried 5-0.*

B. Consideration of a request from Waste Connections to increase trash rates by 2%.

MOTION: Councilmember Dehn moved to approve a 2% rate increase for trash and recycling to Waste Connections effective July 1, 2023 and adjust Bel Aire utility rates to reflect the increase. Councilmember Davied seconded the motion. *Motion carried 3-2 with Councilmembers Hamburg and Smith voting against the motion.*

C. Consideration of A Resolution Concerning Service, License And Permit Fees Within The Corporate Limits Of The City Of Bel Aire, Kansas (Amending Fee Schedule 2023).

Councilmembers discussed setting the weekend daily fee to \$1 more than the weekday fee.

MOTION: Councilmember Dehn moved to approve A Resolution Concerning Service, License And Permit Fees Within The Corporate Limits Of The City Of Bel Aire, Kansas as amended to increasing the daily fee by \$2 more on weekends and \$1 more on weekdays and authorize the Mayor to sign. Councilmember Hamburg seconded the motion. *Motion carried 5-0.*

D. Consideration of an Ordinance for a Conditional Use (CON-23-03) LED backlit sign at the Resurrection Catholic School in R-6 zoning.

MOTION: Councilmember Smith moved to accept an Ordinance for a Conditional Use (CON-23-03) LED backlit sign at the Resurrection Catholic School in R-6 zoning and authorize the Mayor to sign. Councilmember Dehn seconded the motion.

Roll Call Vote:

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

Motion carried 6-0.

E. Consideration of An Order (V-23-02) Vacating A Portion Of A Platted Building Setback Line On Certain Property Located In Villas at Prestwick Within The Corporate City Limits Of The City Of Bel Aire, Kansas (Lot 20, Block 1).

MOTION: Councilmember Hamburg moved to approve an order vacating a portion of a platted building setback line on certain property located in Villas at Prestwick Addition within the corporate city limits of the City of Bel Aire, Kansas and authorize the Mayor to sign. Councilmember Welch seconded the motion.

Roll Call Vote:

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

Motion carried 6-0.

F. Consideration of accepting a bid for Cedar Pass Water and Storm Sewer Improvements. Three bids were received:

<u>Contractor</u>	<u>Total Bid</u>
<i>Engineer's Estimate</i>	<i>\$1,264,124.75</i>
Apex	\$1,200,314.92
Mies	\$1,105,761.87
Nowak	\$1,049,176.90

MOTION: Councilmember Welch moved to accept the bid from Nowak in the amount of \$1,105,761.87 for the Cedar Pass Water and Storm Sewer Improvements and authorize the Mayor to sign all related documents. Councilmember Smith seconded the motion. ***Motion carried 5-0.***

G. Consideration of Third Addendum to the Water Service Area Agreement USDA Loan Involved, including Compensation for Territory and Facilities and Permanent Water Service Territories between the City of Bel Aire and Sedgwick County Rural Water District No. 1.

MOTION: Councilmember Welch moved to approve the Third Addendum to the Water Service Area Agreement USDA Loan Involved, including Compensation for Territory and Facilities and Permanent Water Service Territories between the City of Bel Aire and Sedgwick County Rural Water District No. 1, and authorize the Mayor to sign. Councilmember Davied seconded the motion. ***Motion carried 5-0.***

H. Consideration of an Employment Agreement for the City Attorney position by and between the City of Bel Aire and Maria Schrock.

MOTION: Councilmember Hamburg moved to approve an Employment Agreement for the City Attorney position by and between the City of Bel Aire and Maria Schrock as presented. Councilmember Welch seconded the motion. ***Motion carried 5-0.***

I. Consideration of a Flock Safety System within the City of Bel Aire.

MOTION: Councilmember Welch moved to deny the installation of five Flock System Cameras within the City Limits of Bel Aire. Councilmember Smith seconded the motion. ***Motion carried 3-2, with Councilmembers Dehn and Davied voting against the motion.***

XIII. EXECUTIVE SESSION: No executive session was held.

XIV. DISCUSSION AND FUTURE ISSUES: No future issues were discussed.

XV. ADJOURNMENT

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

The meeting was adjourned at 8:10 p.m.