



**MINUTES**  
**CITY COUNCIL MEETING**  
**7651 E. Central Park Ave, Bel Aire, KS**  
**February 01, 2022 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, Justin Smith, and John Welch. Dr. Joel Schroeder and Diane Wynn were absent.

Also present were City Manager Ty Lasher, City Attorney Jacqueline Kelly, City Engineer Anne Stephens, and City Clerk Melissa Krehbiel.

**III. OPENING PRAYER:** Father David Lies provided the opening prayer.

**IV. PRESENTATION OF COLORS:** The Boy Scout troop was unable to attend for this item.

**V. PLEDGE OF ALLEGIANCE TO THE AMERICAN FLAG**

Mayor Benage led the pledge of allegiance

**VI. DETERMINE AGENDA ADDITIONS** – There were no additions.

**VII. CONSENT AGENDA**

**A. Minutes of the January 18, 2022 City Council meeting.**

**MOTION:** Councilmember Smith moved to approve the Consent Agenda.  
Councilmember Davied seconded the motion. *Motion carried 3-0.*

**VIII. DISCUSSION AND APPROVAL OF APPROPRIATIONS ORDINANCE**

**A. Consideration of Appropriations Ordinance 22-02 in the amount of \$797,638.25.**

**MOTION:** Councilmember Davied moved to accept Appropriations Ordinance 22-02.  
Councilmember Smith seconded the motion. *Motion carried 3-0.*

**IX. CITY REQUESTED APPEARANCES**

Shelley Rich, Medical Society of Sedgwick County, gave a presentation about Tobacco Free Parks.

**X. CITIZEN CONCERNS**

Jonathan Trembly, 5012 N Remington, spoke about concerns regarding recent drainage work that affected the pond near his house.

Anthony An, 5018 N Remington Street, also spoke about concerns related to the pond and drainage.

Staff responded to questions from Mr. Trembly and Mr. An regarding the drainage easement and access rights.

Greg Allison, MKEC, spoke regarding the recent work at the pond. The pond was primarily designed as a retention pond for drainage from the neighborhood; it is not designed as a fishing pond. The contractor pumped some water out of the pond in order to install a new drainage pipe. The pipe will facilitate drainage for the entire area including the new development nearby. He anticipates that water levels in the pond will return to normal as it absorbs rainwater runoff.

## **XI. REPORTS**

### **A. Council Member Reports**

Councilmember Welch noted that February is Black History Month and he encouraged residents to learn about it.

### **B. Mayor's Report**

Mayor Benage reported that he recently donated blood and encouraged residents to do the same, as there is currently a nationwide shortage. He briefly reported on the recent meetings and events he attended: the Chisholm Creek Utility Authority meeting, and Local Government Day in Topeka. He reported that Bel Aire will host the K-254 Corridor Development Association meeting on February 4<sup>th</sup> at 11:30 a.m. at City Hall. Mayor Benage also reported that there are two openings on the Tree Board. Interested citizens may fill out a volunteer form. The form can be obtained by visiting the City's website or by calling City Hall.

### **C. City Attorney Report**

City Attorney Kelly reported on legislation currently being discussed at the state level regarding redistricting, open records, local sales tax, autonomous vehicles and fireworks sales. She noted that if Council approves agreement with Sedgwick County regarding Woodlawn (Item F), then Council will consider a related annexation ordinance at a future meeting.

### **D. City Manager Report**

City Manager Lasher reported that Public Works staff are prepared for the forecasted snow. They will prioritize the main roads identified as snow routes. Residents can see a list of snow routes on the City's website.

## **XII. ORDINANCES, RESOLUTIONS AND FINAL ACTIONS**

### **A. Consideration of confirming the Mayor's temporary appointment of Paul Matzek to the Bel Aire Planning Commission.**

**MOTION:** Councilmember Smith moved to confirm Mayor Benage's temporary appointment of Paul Matzek to the Bel Aire Planning Commission through June 2022. Councilmember Davied seconded the motion. ***Motion carried 3-0.***

- B. Consideration of proposed Change Order #001 from Pearson Construction for the Villas at Prestwick, Phase 2 – Grading, Drainage and Paving Improvements in the approximate amount of \$24,391.00.**

**MOTION:** Councilmember Smith moved to approve Proposed Change Order #001 from Pearson Construction in the approximate amount of \$24,391.00 for Villas at Prestwick, Phase 2 – Grading, Drainage and Paving Improvements, and authorize the Mayor to sign all related documents. Councilmember Welch seconded the motion. *Motion carried 3-0.*

- C. Consideration of an Agreement for Professional Services with Baughman Company for the Oliver Lift Station and associated piping to serve Homestead Senior Living and a portion of Chapel Landing in the amount of \$102,300 (local) or \$156,500 (regional).**

**MOTION:** Councilmember Smith moved to approve an Agreement for Professional Services with Baughman Company for the Oliver Lift Station in the amount of \$ 156,500 for the Regional Oliver Lift Station and authorize the Mayor to sign all related documents pending City Attorney review and approval. Councilmember Welch seconded the motion. *Motion carried 3-0.*

- D. Consideration of accepting a bid for 47th Street Reconstruction. Three bids were received:**

<u>Contractor</u>	<u>Base Bid</u>	<u>Alternate 1</u>	<u>Alternate 2</u>	<u>Alternate 3</u>
Cornejo	\$278,630.21	\$200,519.21	\$306,340.21	\$217,145.21
Pearson	\$206,291.00	<b>\$156,584.00</b>	\$226,829.00	<b>\$169,624.00</b>
Kansas Paving	<b>\$199,324.00</b>	\$166,186.00	<b>\$223,774.00</b>	\$182,812.00

**MOTION:** Councilmember Welch moved to accept the bid for Alternate #2 in the amount of \$223,774.00 for 47th Street Reconstruction, and authorize the Mayor to sign all related documents. Councilmember Smith seconded the motion. *Motion carried 2-1,* with Councilmember Davied voting against the motion.

- E. Consideration of the Change Order Request from Pearson Construction for the water line lowering underneath the railroad in the approximate amount of \$48,331.50.**

**MOTION:** Councilmember Welch moved to approve the Change Order Request from Pearson Construction in the amount of \$48,331.50 for Woodlawn, 37th St N to 45th St N, and authorize the Mayor to sign all related documents. Councilmember Davied seconded the motion. *Motion carried 3-0.*

- F. Consideration of an Intergovernmental Agreement (Sedgwick County) for A Governmental Service, Activity or Undertaking Regarding Woodlawn Boulevard Reconstruction.**

**MOTION:** Councilmember Smith moved to approve An Intergovernmental Agreement with Sedgwick County for A Governmental Service, Activity or Undertaking Regarding

Woodlawn Boulevard Reconstruction and authorize the Mayor to sign. Councilmember Davied seconded the motion. ***Motion carried 3-0.***

**G. Consideration of the 2022 Agreement For Senior Centers Level I By And Between Sedgwick County, Kansas And City Of Bel Aire.**

Councilmembers discussed amending the agreement to allow for small gratuities or favors, such as gifts of food.

**MOTION:** Councilmember Welch moved to approve the 2022 Agreement For Senior Centers Level I By And Between Sedgwick County, Kansas And City Of Bel Aire as amended, and authorize the Mayor to sign. Councilmember Davied seconded the motion. ***Motion carried 3-0.***

**XIII. EXECUTIVE SESSION:** There was no need for an executive session.

**XIV. DISCUSSION AND FUTURE ISSUES**

The Council briefly discussed the agenda for the next Council workshop, which will be held at 6:30 p.m. on February 8, 2022.

**XV. ADJOURNMENT**

**MOTION:** Councilmember Smith moved to adjourn. Councilmember Davied seconded the motion. ***Motion carried 3-0.***

The meeting adjourned at 9:05 p.m.