



MINUTES
CITY COUNCIL MEETING
7651 E. Central Park Ave, Bel Aire, KS
May 02, 2023 7:00 PM



I. CALL TO ORDER: Council President Justin Smith called the meeting to order at 7:00 p.m.

II. ROLL CALL

Present were Greg Davied, Tyler Dehn, Emily Hamburg, and Justin Smith. Mayor Jim Benage and Councilmember John Welch participated by videoconference.

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

III. OPENING PRAYER: Father Michael Schemm provided the opening prayer.

IV. PLEDGE OF ALLEGIANCE TO THE AMERICAN FLAG

Council President Smith led the pledge of allegiance.

V. PROCLAMATION

A. Older Americans Month - May 2023

B. Public Service Recognition Week – May 7-13, 2023

Council President Smith read and signed the Proclamations.

VI. DETERMINE AGENDA ADDITIONS: There were no additions.

VII. CONSENT AGENDA

A. Approve Minutes of the April 18, 2023 City Council meeting.

B. Confirm the Mayor's reappointment of David Floyd to the Planning Commission. The term will expire June 1, 2026.

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

VIII. DISCUSSION AND APPROVAL OF APPROPRIATIONS ORDINANCE

A. Consideration of Appropriations Ordinance 23-08 in the amount of \$473,970.78.

MOTION: Councilmember Dehn moved to approve Appropriations Ordinance 23-08. Councilmember Hamburg seconded the motion. ***Motion carried 5-0.***

IX. CITY REQUESTED APPEARANCES

A. 45th Street Design Update - Ken Lee, PE, Garver

B. Woodlawn Construction Update - Pat Herman, Garver

Representatives from Garver presented updates to the Council and stood for questions.

X. CITIZEN CONCERNS

Carol Russell, 6218 E 45th Street N, spoke about her concerns regarding the development near her home in Bel Aire Heights.

Gary Jantz, 6200 E 45th St N, also spoke about his concerns regarding the development near his home in Bel Aire Heights.

XI. REPORTS

A. Council Member Reports

Councilmember Hamburg reported she attended CCUA last Thursday as alternate in place of Mayor Benage. She also attended the Arbor Day Celebration hosted by the Tree Board and volunteered at the E-recycling and Shredding Day hosted by the Bel Aire Lion's Club.

Councilmember Dehn reported that he attended two events at Isely Elementary recently: STEM night and a music program. He reported that the Bel Aire Chamber will meet to tour the local Fed Ex facility at their next meeting. He also recognized a local organization, SCKEDD, for being selected for a joint tech assistance initiative with the Kansas Department of Commerce. He thanked City Manager Lasher, City staff and Topeka leaders for their work on the BASE grant which was recently awarded to Bel Aire.

Councilmember Davied and Council President Smith briefly reported on the latest meeting of the Chisholm Creek Utility Authority (CCUA).

Councilmember Welch reminded residents that the city-wide garage sale will be held this weekend.

B. Mayor's Report

Mayor Benage reported he attended the Arbor Day celebration and the E-Recycling and Shredding Day. He gave a brief update on Woodlawn construction progress. Mayor Benage also

recognized two Northeast Magnet High School students for their submissions in the congressional art contest: Adanya DeVries, received honorable mention and Brooklyn Hicks received the People's Choice Award.

C. City Attorney Report: No report was given.

D. City Manager Report

City Manager Lasher reported that the City is one of four recipients for the Kansas BASE grant. The grant will provide \$4.7 million, with a \$1.5 million matching funds requirement, for infrastructure improvements related to Sunflower Commerce Park and Integra. He thanked the Bel Aire Lions Club for their work at the E recycling and Shredding Day. He also recognized Public Works Director Marty McGee for Employee of the Quarter, and City Clerk Melissa Krehbiel for City Clerk's week.

XII. ORDINANCES, RESOLUTIONS AND FINAL ACTIONS

A. Consider the recommendation of the Aurora Parks Gravel Roads Task Force to test gravel and accept a quote from Northridge Sand, LLC for 1-inch hard rock gravel.

City staff and Task Force members Sean Matheny and Chad Crittenden presented information to the Council and stood for questions.

MOTION: Councilmember Davied moved to accept the recommendation of the Aurora Parks Gravel Roads Task Force to test gravel as presented and accept the bid from Northridge Sand, LLC for 1-inch hard rock gravel in the amount not to exceed \$8,000 and authorize the City Manager to sign all related documents. Councilmember Dehn seconded the motion. *Motion carried 5-0.*

B. Consideration of a quote for a used Vactor tandem axle combination sewer cleaner truck in the amount of \$305,825.00.

MOTION: Councilmember Hamburg moved to approve the quote from Key Equipment and Supply Co for a used Vactor tandem axle combination sewer cleaner truck in the amount not to exceed \$305,825.00 and authorize the City Manager to sign. Councilmember Davied seconded the motion. *Motion carried 5-0.*

C. Consideration of a bid for manhole rehab. Two bids were received:

| <u>Contractor</u> | <u>Total Bid</u> |
|--------------------|---|
| UMC | \$129,500.00 |
| Mayer | \$135,680.00 / \$81,832.00 (geopolymer) |
| Johnson Service Co | No Bid |

MOTION: Councilmember Dehn moved to accept the bid from UMC at a cost not to exceed \$129,500.00 for manhole rehab and authorize the City Manager to sign. Council President Smith seconded the motion. *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 the Arthur Heights PUD (PUD-23-01).

MOTION: Councilmember Hamburg moved to accept the dedications within the Final Plat for Arthur Heights PUD and authorize all required signatures. Councilmember Dehn 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 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 Bel Aire Lakes (SD-23-03).

Council members expressed concern that the plat does not include a park.

MOTION: Councilmember Hamburg moved to accept the dedications within the Final Plat for Bel Aire Lakes (SD-23-03) and authorize all required signatures.

Councilmember Dehn seconded the motion.

Roll Call Vote:

Greg Davied – Aye

Tyler Dehn - Aye

Emily Hamburg - Aye

Justin Smith -Aye

John Welch - Aye

Jim Benage: - Nay

Motion carried 5-1, with Mayor Jim Benage voting against the motion.

XIII. EXECUTIVE SESSION

A. Executive Session

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 KSA 75-4319 exception for attorney-client privilege. Invite the City Manager, Interim City Attorney, Brian Meier and Ken Lee. The meeting will be for a period of 30 minutes, and the open meeting will resume in City Council Chambers at 9:00 p.m. Councilmember Davied seconded the motion. ***Motion carried 5-0.***

The Council then held an executive session. At 9:07 p.m. Council President Justin Smith called the meeting back to order in open session. He stated no binding action had been taken.

MOTION: Councilmember Dehn moved to extend the executive session for 10 minutes, with the open meeting to resume in Council chambers at 9:17 p.m. Councilmember Davied seconded the motion. ***Motion carried 5-0.***

The Council then returned to executive session. At 9:20 p.m. Council President Justin Smith called the meeting back to order in open session. He stated no binding action had been taken.

B. Executive Session

MOTION: Councilmember Dehn moved to go into executive session for the sole purpose of discussing the subject of: matters of non-elected personnel; pursuant to the KSA 75-4319 exception for the same. Invite the City Manager and Interim City Attorney. The meeting will be for a period of 30 minutes, and the open meeting will resume in Council Chambers at 9:50 p.m. Councilmember Welch seconded the motion. *Motion carried 5-0.*

The Council then held an executive session. At 9:58 p.m. Council President Justin Smith called the meeting back to order in open session. He stated no binding action had been taken.

XIV. DISCUSSION AND FUTURE ISSUES

A. Workshop - May 9, 2023 at 6:30 pm?

The Council briefly discussed the agenda topics for the next City Council workshop, which will be held on May 9, 2023 at 6:30 p.m.

XV. ADJOURNMENT

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

The meeting was adjourned at 10:00 p.m.