

Call To Order:

The regular meeting of the Lansing City Council was called to order by Mayor McNeill at 7:00 p.m.

Roll Call:

Mayor McNeill called the roll and indicated which Councilmembers were in attendance.

Councilmembers Present:

Ward 1: Gene Kirby

Ward 2: Donald Studnicka and Jake Kowalewski

Ward 3: Kerry Brungardt and Jesse Garvey

Ward 4: Dan Clemons and Pete Robinson

Councilmembers Absent: Kevin Gardner

OLD BUSINESS:

The Regular Meeting minutes of September 5, 2024, were provided for review.

Councilmember Kowalewski made a motion to approve the Regular Meeting Minutes of September 5, 2024, as presented. Councilmember Studnicka seconded the motion. No discussion took place.

Roll Call Vote: Aye: Councilmembers Studnicka, Kirby, Kowalewski, Garvey, Robinson, Clemons, and Brungardt; Nay: none; Abstain: none; Absent: Councilmember Gardner; The motion was approved.

Audience Participation:

Presentations:

COUNCIL CONSIDERATION OF AGENDA ITEMS:

Contract with Delaware Township for Fire Protection

The City and Delaware Township have reached an agreement to continue to partner for emergency response, with the City operating a Fire Department and servicing Delaware Township in exchange for nine mills. This is a ten-year contract, beginning January 1, 2025, with provisions to allow for renewal. This agreement requires representatives from all parties to meet at least three times a year for a discussion of services and firefighting capabilities.

Councilmember Brungardt made a motion to approve the Fire Protection Service Agreement & Contract Deliverables. Councilmember Clemons seconded the motion. Council and City Administrator Vandall discussed the agreement.

Roll Call Vote: Aye: Councilmembers Studnicka, Kirby, Kowalewski, Garvey, Robinson, Clemons, and Brungardt; Nay: none; Abstain: none; Absent: Councilmember Gardner; The motion was approved.

Ordinance No. 1118: Court Fines and Fees Schedule

Ordinance No. 1118 updates the fine, bond, court fees & costs schedules set by the Municipal Court Judge. K.S.A. 12-4305 requires that these changes must be adopted by ordinance in order to implement. The costs shall be assessed once per case, against the most serious offense committed.

Councilmember Clemons made a motion to approve Ordinance No. 1118 adopting the City of Lansing Municipal Court Fines and Fees Schedule. Councilmember Kowalewski seconded the motion. No discussion took place.

Roll Call Vote: Aye: Councilmembers Studnicka, Kirby, Kowalewski, Garvey, Robinson, Clemons, and Brungardt; Nay: none; Abstain: none; Absent: Councilmember Gardner; The motion was approved.

Ordinance No. 1119: 2024 Edition of the Standard Traffic Ordinance for Kansas Cities, 51st Edition

This ordinance adopts the annual Standard Traffic Ordinance published by the League of Kansas Municipalities with changes outlined in the Ordinance. This is an annual procedure for updating the Lansing Traffic Code

Councilmember Brungardt made a motion to approve Ordinance No. 1119 adopting the 2024 Standard Traffic Ordinance for Kansas Cities, 51st Edition. Councilmember Kirby seconded the motion. Councilmember Garvey, the Mayor, and City Administrator discussed speed limits.

Roll Call Vote: Aye: Councilmembers Studnicka, Kirby, Kowalewski, Garvey, Robinson, Clemons, and Brungardt; Nay: none; Abstain: none; Absent: Councilmember Gardner; The motion was approved.

Ordinance No. 1120: 2024 Edition of the Uniform Public Offense Code for Kansas Cities, 40th Edition

This ordinance adopts the annual Uniform Public Offense Code published by the League of Kansas Municipalities with changes as outlined in the Ordinance. This is an annual procedure for updating the Lansing Code of Public Offenses

Councilmember Kirby made a motion to approve Ordinance No. 1120 adopting the 2024 Uniform Public Offense Code for Kansas Cities, 40th Edition. Councilmember Clemons seconded the motion. No discussion took place.

Roll Call Vote: Aye: Councilmembers Studnicka, Kirby, Kowalewski, Garvey, Robinson, Clemons, and Brungardt; Nay: none; Abstain: none; Absent: Councilmember Gardner; The motion was approved.

Ordinance No. 1121: Approval of Fee Schedule

Ordinance 1121 adopts the updated fee schedule for service charges and fees for various departments, including Administration, Parks & Recreation and Police Administration.

Councilmember Brungardt made a motion to approve and adopt Ordinance No. 1121 Approval of Fee Schedule. Councilmember Clemons seconded the motion. City Administrator Vandall discussed the pool fees added.

Roll Call Vote: Aye: Councilmembers Studnicka, Kirby, Kowalewski, Garvey, Robinson, Clemons, and Brungardt; Nay: none; Abstain: none; Absent: Councilmember Gardner; The motion was approved.

Ordinance No. 1122 – Fireworks Storage and Sales Clarifications

Ordinance 1122 clarifies the definition of structures, adds additional signage regarding no smoking allowed within 150' of said structure, and corrects the department of the City responsible for the license inspections.

Councilmember Kirby made a motion to approve and adopt Ordinance No. 1122 Fireworks Storage and Sales Clarifications. Councilmember Kowalewski seconded the motion.

Councilmember Garvey, the Mayor, and City Administrator Vandall discussed the definition of structure.

Roll Call Vote: Aye: Councilmembers Studnicka, Kirby, Kowalewski, Garvey, Robinson, Clemons, and Brungardt; Nay: none; Abstain: none; Absent: Councilmember Gardner; The motion was approved.

Prison Museum & Tour Funding

The City Council discussed funding for the tours of the Lansing Correctional Facility at the August 29th work session and September 5th regular meeting. The Council's guidance was to work toward an agreement to review past documents for the Kansas Regional Prisons Museum, provide seed money, work on a policy to outline ways to promote tourism at the old Lansing Correctional Facility for future years. Staff can work with members of the Lansing Historical Society to create a policy that provides funding for the new Prison Museum over the next few years. Preliminary ideas and discussions revolve around tying the future funding to the number of museum visitors, thereby generating transient guest tax (7%) and general sales taxes (1.9%) for Lansing. The one-time \$25,000 seed money would come from the Transient Guest Tax Fund, which does not impact property taxes.

Councilmember Robinson made a motion to approve allocation of \$25,000 seed money to Historical Society to be used exclusively for tours at the Lansing Correctional Facility. Councilmember Studnicka seconded the motion. No discussion took place.

Roll Call Vote: Aye: Councilmembers Studnicka, Kirby, Kowalewski, Garvey, Robinson, Clemons, and Brungardt; Nay: none; Abstain: none; Absent: Councilmember Gardner; The motion was approved.

Reclassify Payments to JM Fahey to ARPA Fund

The City has just under \$400,000 remaining in American Rescue Plan Act Funds. Funds are encouraged to be spent before 12-31-24 but could also be earmarked for specific items and spent later. Since the roadwork was already paid through the Capital Improvement Fund, recoding the roadwork to the ARPA Fund allows the City flexibility to begin purchasing fire equipment between now and even after January 1st. This is an internal modification to the line item which the contractor was already paid.

Councilmember Brungardt made a motion to reclassify payments made to JM Fahey in the amount of \$374,456.55 to the American Rescue Plan Act Fund. Councilmember Garvey seconded the motion. Councilmember Kowalewski and City Administrator Vandall discussed the ARPA funds.

Roll Call Vote: Aye: Councilmembers Studnicka, Kirby, Kowalewski, Garvey, Robinson, Clemons, and Brungardt; Nay: none; Abstain: none; Absent: Councilmember Gardner; The motion was approved.

Supplemental Agreement No. 1 – Phase I Inflow and Infiltration Study (City Project 2024-03)

The field work for this project is complete. Upon reviewing the records from the subcontractor, there were several line segments that needed additional root cutting. A task item for root cutting was not included in the original contract, as this sub-basin has not shown a history of backups or blockages due to tree roots. The cost for the additional root cutting and follow-up CCTV inspection is \$8,278.00.

Councilmember Robinson made a motion to approve supplemental agreement No. 1 for City Project 2024-03, in the amount of \$8,278.00. Councilmember Kirby seconded the motion. No discussion took place.

Roll Call Vote: Aye: Councilmembers Studnicka, Kirby, Kowalewski, Robinson, Clemons, and Brungardt; Nay: Councilmember Garvey; Abstain: none; Absent: Councilmember Gardner; The motion was approved. Council and Wastewater Director Zell discussed the agreement.

Executive Session – Non-Elected Personnel Matters

Councilmember Kirby made a motion to go into Executive Session for the discussion of personnel matters of non-elected personnel pursuant to the non-elected personnel matter exception K.S.A. 75-4319(b)(1) for 15 minutes, beginning at 7:16 PM and returning to the Council Chambers at 7:31 PM and to include the City Council. Councilmember Clemons seconded the motion.

Roll Call Vote: Aye: Councilmembers Studnicka, Kirby, Kowalewski, Garvey, Robinson, Clemons, and Brungardt; Nay: none; Abstain: none; Absent: Councilmember Gardner; The motion was approved.

Councilmember Garvey made a motion to return to Open Session at 7:31 PM. Councilmember Kirby seconded the motion. No binding action was taken.

Roll Call Vote: Aye: Councilmembers Studnicka, Kirby, Kowalewski, Garvey, Robinson, Clemons, and Brungardt; Nay: none; Abstain: none; Absent: Councilmember Gardner; The motion was approved.

Councilmember Brungardt made a motion to authorize the Mayor to sign Addendum Number 8 to City Administrator’s contract extending the term of the contract and providing a financial incentive based on the results of the performance evaluation. Councilmember Clemons seconded the motion. No discussion took place.

Roll Call Vote: Aye: Councilmembers Studnicka, Kirby, Kowalewski, Garvey, Robinson, Clemons, and Brungardt; Nay: none; Abstain: none; Absent: Councilmember Gardner; The motion was approved.

REPORTS:

Department Heads:

Wastewater Director Anthony Zell:

- Town Center Sewer Extension Bids was open for bid on 09/18/24.
- Bids are due by 10/16/24.

City Attorney: Nothing to report.

City Administrator:

- Hot Worx on Eisenhower Rd will open soon.
- Holiday Inn Express, now Spark by Hilton, will open in the next few weeks.
- Dollar General renovated to add fresh food options.
- Next work session will discuss how asset allocation is going for the fire department.
- October 24 is the tentative schedule for an open forum for public discussion of fire department.

Governing Body:

Councilmember Studnicka:

- Discussed with City Administrator Vandall regarding the insurance claim for repairs at City Hall.

Councilmember Kirby:

Councilmember Kowalewski:

- Positive feedback on Aquatic Center Pricing.

Councilmember Garvey:

- Discussed the progress of the Aquatic Center with Parks & Recreation Director Jason Crum.

Councilmember Robinson:

- Recognized local businesses that volunteered their time for a Lansing Elementary event.

Councilmember Clemons:

- Discussed the McIntyre Sewer project with Wastewater Director Zell.
- Leavenworth County Port Authority packet was sent out to the council.

Councilmember Brungardt:

- Thanked those involved in the Fire District discussions.
- Thanked Mr. Young regarding the Historical Society efforts.

ADJOURNMENT:

Councilmember Brungardt made a motion to adjourn. Councilmember Clemons seconded the motion. No discussion took place.

Roll Call Vote: Aye: Councilmembers Studnicka, Kirby, Kowalewski, Garvey, Robinson, Clemons, and Brungardt; Nay: none; Abstain: none; Absent: Councilmember Gardner; The motion was approved.

The meeting was adjourned at 7:44 PM.

ATTEST:

City Clerk Tish Sims, CMC