

KECHI CITY COUNCIL MEETING MINUTES
March 14, 2019

I. CALL TO ORDER

Mayor, John Speer called the regular meeting of the Kechi City Council to order. The time was 7 PM

Council present: Kevin Opat, Betty Washington, Brian Adams, Margaret McCormick. David McConaughay was absent.

Staff present: Robert Conger, City Administrator; Larry Kallenberger, Director of Public Works; John Blevins, Chief of Police; Laura Hill, City Clerk; Andrew Kovar, City Attorney

Visitors present: Taylor Messick, Ark Valley News; Mitch Coffman, PEC; Michelle Gowin,

A. PLEDGE OF ALLEGIANCE

B. APPROVE CONSENT AGENDA

Motion by Kevin Opat to approve the consent agenda. Second by Betty Washington. Motion carried 4-0-0.

Consent agenda

- 1. Approve minutes of February 28, 2019**
- 2. Approve Appropriation Ordinance #747**

C. APPROVE AGENDA

Motion by Kevin Opat to approve the agenda stating the executive sessions for non-elected personnel & Attorney Client Privilege would be for 10 minutes each and include the Mayor, Council, City Attorney & City Administrator. Second by Brian Adams. Motion carried 4-0-0.

II. COMMUNICATIONS

A. PUBLIC FORUM-None

B. KECHI CIVIC GROUPS/COMMITTEES-None

III. OLD BUSINESS -None

IV. NEW BUSINESS

A. Resolution 19-696 - A resolution of the governing body of the City of Kechi, Kansas approving the Kechi Arts & Business district master plan.

Robert Conger, City Administrator; presented the final draft and adopting resolution for approval. At the February 28, 2019 City Council meeting, a draft of the Arts and Business Master Plan was presented by Professional Engineering Consultants. Council Members reviewed and discussed the Plan with no changes recommended during or since the presentation.

Motion by Betty Washington to adopt Resolution 19-696 approving the Kechi Arts & Business District Master Plan. Second by Margaret McCormick. Motion carried 4-0-0.

B. Resolution 19-697 – A Resolution of the City of Kechi, Kansas authorizing and providing for the public sale of the city’s general obligation temporary improvement notes, series a, 2019, in a total principal amount of approximately \$1,155,000 and repealing resolution no. 19-695 of the city.

Andrew Kovar, City Attorney reported that the Resolution authorizing the sale of the General Obligation Temporary Notes that was adopted February 28th did not include some of the necessary costs involved in the project. This new Resolution 19-697 has those costs added and the updated authorizing limit of \$1.55

million.

Motion by Kevin Opat to adopt **Resolution 19-697** – A Resolution of the City of Kechi, Kansas authorizing and providing for the public sale of the city’s general obligation temporary improvement notes, series A, 2019, in a total principal amount of approximately \$1,155,000 and repealing resolution no. 19-695. Second by Brian Adams. Motion carried 4-0-0.

C. Ordinance 1737-19 -An Ordinance amending certain sections of Chapter III, Articles 1 through 7; Chapter V, Article 5; and Chapter XII, Article 1 of the code of the city relating to cereal malt beverages Andrew Kovar, City Attorney; reported in 2017 the Kansas Legislature amended the cereal malt beverage (CMB) laws to allow retailers, with a CMB license, to sell beer not containing more than 6% alcohol. Ordinance 1737-19 incorporates these legislative changes into Kechi’s CMB ordinance. The new law goes into effect April 1, 2019.

Motion by Kevin Opat to adopt Ord. 1737-19 -An Ordinance amending certain sections of Chapter III, Articles 1 through 7 Chapter V, Article 5; and Chapter XII, Article 1 of the code of the city relating to cereal malt beverages. Second by Margaret McCormick. Motion carried 4-0-0.

D. Construction Standards for Facilities in Rights-of-Way

1. Ordinance 1738-19-An Ordinance amending Chapter XIII, Article 2 of the code of the City of Kechi, Kansas regarding streets

2. Resolution 19-698-A resolution of the governing body of the City of Kechi, adopting new standards for small cell installations as provided for in the code of the City of Kechi, Kansas Chapter XIII Article 2

Robert Conger, City Administrator; reported The Federal Communications Commission, in a Declaratory Ruling, requires Kechi, like other cities, to publish standards for aesthetic requirements for all facilities placed in the right-of-way. The deadline for publication of these standards is April 12, 2019.

If Kechi takes no action, wireless carriers may place their equipment on public property and in the right-of-way without regard to the appearance of the equipment. **Ordinance 1738-19** requires that placement of facilities within the right-of-way conform to the established aesthetic standards.

Without this Ordinance, the aesthetic character of the Arts and Business District, as well as other parts of town, would likely be negatively affected if placement of small cell appurtenances are not properly regulated within the District.

Resolution 19-698 addresses small cell installations specifically and includes an Exhibit (A) with illustrative examples of proper small cell placement. “Small cell” typically refers to smaller, pole- or ground-mounted equipment and generally describes 5G wireless transmission equipment for cell phones.

Motion by Brian Adams to adopt Ordinance 1738-19 An Ordinance amending Chapter XIII, Article 2 of the code of the City of Kechi, Kansas regarding streets. Second by Betty Washington. Motion carried 4-0-0

Motion by Kevin Opat to adopt Resolution 19-698 A resolution of the governing body of the City of Kechi, adopting new standards for small cell installations as provided for in the code of the City of Kechi, Kansas Chapter XIII Article 2. Second by Margaret McCormick. Motion carried 4-0-0.

E. Tree Trimming in the Right of Way

Robert Conger, City Administrator; presented proposals for Tree Trimming, stating approximately 5.5 miles of trees along N. Hillside and 93rd St. N. are overhanging the roadway. Road maintaining equipment is unable to get close enough to the road sides to adequately maintain the roadway and groom the ditches and road sides.

This maintenance has been deferred for several years. The scope and scale of the project is too large for City crews to handle. Similarly, the City does not possess the necessary equipment to perform this task in a timely manner.

The City of Kechi procured three bids to trim and haul off the limbs and debris. The debris will be deposited at the City Brush Site, eventually to be burned by City crews.

Bids were as follows:

Contractor	Amount
ArborTechs	\$49,800
Wichita Tree Service	\$33,975
Asplundh Tree Experts	\$22,000

Conger recommended to contract with the apparent low bidder of Asplundh Tree Experts in the amount of \$22,000

Motion by Brian Adams to accept the bid of \$22,000 for Tree Trimming from Asplundh Tree Experts. Second by Margaret McCormick. Motion carried 4-0-0.

F. Public Awareness Survey Drawing

Laura Hill, City Clerk asked the City Attorney to draw from the entries that were returned as part of the annual public awareness survey mailing. Hill stated that 279 entries were returned of the 720 sent out. The winning entry was Wanda Kelly. Ms. Kelly will receive \$100 off her next utility bill.

V. EXECUTIVE SESSION

A. Non-elected Personnel

Motion by Betty Washington to go into executive session for the purpose of discussing items relating to non-elected personnel for 10 minutes and to include the council, Mayor, City Attorney & City Administrator, and the time to return to regular session will be 7:43 PM. Second by Margaret McCormick. Motion carried 4 0-0.

B. Attorney Client Privilege

Betty Washington to go into executive session for the purpose of **discussion** with City Attorney items with regarding contractual matters for 10 minutes; and to include the council, Mayor, City Attorney & City Administrator, the time to return to regular session will be 7:55 PM. Second by Margaret McCormick. Motion carried 4-0-0.

Return to regular Session 7:55 PM

Robert Conger, City Administrator; presented an agreement with Grant Township for the maintenance of dirt roads in the city limits of Kechi but within Grant Township. This agreement is for \$7,841.00 per maintained mile.

Motion by Betty Washington to approve the Grant Township agreement. Second by Brian Adams. Motion carried 4-0-0.

Other Discussion

- Kevin Opat reported some pot holes on Woodlawn which needed attention.
- Betty Washington reported that the first Neighborhood Watch meeting was held March 5th & thanked Chief Blevins & Officer Lundry for their presentation. She said approximately 14 business and residents in the

core area attended. Likewise, Chief Blevins thanked Betty for getting the program started and getting the word out to the residents and business.

-Margaret McCormick asked the City Administrator about the Graphic Artist position which was listed on the City Treasurer's report.

VI. ADJOURNMENT/RECESS

Motion by Margaret McCormick to adjourn the meeting. Second by Betty Washington.

Motion carried 4-0-0. The time was 8:10 PM

Signed: _____

John Speer, Mayor

Attest: _____

Laura Hill, City Clerk