



AGENDA
CITY COUNCIL REGULAR MEETING
MONDAY, JANUARY 10, 2022
SPRING HILL CIVIC CENTER
401 N. MADISON, COUNCIL CHAMBERS
7:00 P.M.

CALL TO ORDER

INVOCATION

PLEDGE OF ALLEGIANCE

ROLL CALL

APPROVAL OF AGENDA

CONSENT AGENDA:

The items on the Consent Agenda are considered by staff to be routine business items. Approval of the items may be made by a single motion, seconded, and a majority vote with no separate discussion of any item listed. Should a member of the Governing Body desire to discuss any item, it will be removed from the Consent Agenda and considered separately.

1. Approval of Minutes: December 9, 2021, Regular Meeting
2. Approval of Minutes: December 14, 2021, Special Meeting

FORMAL ACTION

3. Qualification, Oath and Seating of Council Members
4. Election of President of City Council
5. Qualification, Oath and Seating of Mayor
6. Appointment of Councilmember*
7. Election of President of City Council

ADJOURN

*Subject to discretion of the Mayor

Reception in the 401 Event Center following the adjournment.

**THE FOLLOWING MINUTES ARE SUBJECT TO MODIFICATION
AND ARE NOT OFFICIAL MINUTES
UNTIL APPROVED BY THE SPRING HILL CITY COUNCIL**

**City of Spring Hill, Kansas
Minutes of City Council Regular Session
December 9, 2021**

A Regular Session of the City Council was held in the Spring Hill Civic Center, 401 N. Madison, Council Chambers, Spring Hill, Kansas on December 9, 2021. The meeting convened at 7:00p.m. with President Steve Owen presiding and Glenda Gerrity, City Clerk, recording.

Councilmembers in attendance: Chris Leaton
 Chad Eckert
 Diana Roth
 Vacancy

Absent: Mayor Steven Ellis

Staff in attendance: Patrick Burton, Acting City Administrator
 Lou Ann Armstrong, Finance Director
 Cindy Henson, Chief of Police
 Jackie Messer, Director of Public Works
 Monakisha Jones, Human Resources Manager

Consultants in attendance: F. Charles Dunlay, City Attorney arrived at 7:30pm
 Dan Miller, City Engineer

INVOCATION

The invocation was given by Councilmember Leaton.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

ROLL CALL

The City Clerk called the roll of the City Council. With a quorum present, the meeting commenced.

APPROVAL OF THE AGENDA

President Owen requested to delete the Discussion Item and Executive Session and move Citizen Participation to after the Public Hearing. After the Public Hearing, there will be a short recess.

Motion by Leaton, seconded by Eckert, to approve the agenda as revised. Motion carried 4-0-0.

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PUBLIC HEARING - Budget Hearing for Amending the 2021 Budget

President Owen opened the public hearing for amending the 2021 Budget.

The Finance Director presented the amendment for the 2021 budget.

President Owen opened the public comment portion of the hearing. Thereupon, the courtesy of the floor was extended to:

Rodolfo Arevalo, 19419 W. 200th Street, Spring Hill

The President called for further comments from the public and, hearing none, closed the public comment portion of the hearing.

RECESS

Motion by Eckert, seconded by Leaton, to adjourn to recess for 20 minutes and coming back at 7:30pm. Motion passed 4-0-0.

The meeting reconvened at 7:30pm with all members present.

CITIZEN PARTICIPATION

- F. Charles Dunlay, City Attorney, apologized to the Governing Body, staff and members of the public for his tardiness.
- Charles Morse, 18460 S. Ridgeview Road spoke about annexation Ordinance No. 2021-12.
- Steven Boswell, 504 N. Jackson, spoke about the election.
- July Belcher, 21590 S. Madison Street, spoke about the election.
- Jared Tarvin, spoke about the election.
- Chad Allenbrand, 20929 Maple Terrace, spoke about the election.
- Melissa Tarvin, spoke about the election.
- Jenni Leaton, 21876 S. Lincoln Street, spoke about the election and a thank you to Councilmember Leaton and Mayor Ellis.
- Scott Snavely, spoke about the election.
- Bill Peterman, 19431 W. 200th Street, spoke about his interaction with Councilmember Leaton and Mayor Ellis and election.

CONSENT AGENDA

Motion by Leaton, seconded by Eckert, to approve the consent agenda.

- 1. Approval of Minutes: November 18, 2021, Special Meeting**
- 2. Consider Approval of Contract: Extended Warranty Plan for Telemetry System (SCADA), MicroComm**
- 3. Consider Approval of New Cereal Malt Beverage License: Spring Hill Gas, 102 S. Webster, Spring Hill, Kansas**

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4. **Consider approval of Construction Contract: 199th & Webster Pump Station and Force Main with Linaweaver Construction, Inc.**
5. **Consider Resolution No. 2021-R-17: Corporate Limits and Boundaries of the City of Spring Hill**

Motion carried 4-0-0.

FORMAL COUNCIL ACTION

6. **Consider Approval of Appropriation Order 2021-12-09**
Motion by Eckert, seconded by Leaton, to approve the Appropriation Order 2021-12-09.
Motion carried 4-0-0.
7. **Consider approval of Final Payment and Change Order 2 for the 2021 CARS – Webster UBAS project constructed by Superior Bowen Asphalt Company, Inc.**
Motion by Leaton, seconded by Eckert, to approve the final payment and Changer Order 2 for the 2021 CARS Webster UBAS project. Motion carried 4-0-0.
8. **Consider approval of Final Payment and Change Order 5 for the Dayton Creek 6th Plat Benefit District project constructed by R. D. Johnson Excavating**
Motion by Leaton, seconded by Eckert, to approve the final payment and Changer Order 5 for the Dayton Creek 6th Plat Benefit District. Motion carried 4-0-0.
9. **Consider approval of Final Payment for the 2019 CARS – 199th and Ridgeview Round-a-Bout constructed by Linaweaver Construction, Inc.**
Motion by Leaton, seconded by Eckert, to approve the final payment for the 2019 CARS – 199th and Ridgeview Round-a-Bout.
Discussion: Mr. Miller confirmed that the project came in under contract by \$17,415.44
Motion carried 4-0-0.
10. **Consider Ordinance No. 2021-16: Contract for Assignment of City Solid Waste Contract to Waste Management of Kansas, Inc., and Amendments to City Solid Waste Contract Relating to the Term of the Contract and Rates for Solid Waste Service**
Motion by Leaton, seconded by Eckert, to approve Ordinance No. 2021-16. Motion carried by roll of the City Council 4-0-0. Owen-yes, Roth-yes, Leaton-yes, Eckert-yes.
11. **Residential Economic Development Stimulus Program for 2022**
The City Council concurred with staff's recommendation to end the Residential Economic Stimulus Program.

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12. Consider Approval Resolution No. 2021-R-15: 2022 Salaries of Various City Officers and Employees of the City of Spring Hill, Kansas

Motion by Leaton, seconded by Roth, to approve Resolution No. 2021-R-15. Motion carried 3-1 (Eckert) – 0.

Motion amended by Leaton, amendment seconded by Roth, to approve Resolution No. 2021-R-15 for Governing Body guidance for a 3% compensation in equity increase for those employees with 6 plus years of service. Motion carried 3-1 (Eckert) – 0.

13. Consider Approval of 2021 Budget Amendment and Update

Councilmember Eckert stepped out of the Council Chambers.

Motion by Leaton, seconded by Roth, to approve the 2021 Budget Amendment as stated by staff (amendment of expenditures from \$3,262,119 to \$5,921,349). Motion carried 3-0-0. (Eckert absent)

14. Consider Approval of Police Department Replacement Vehicle

Councilmember Eckert returned to the dais.

Motion by Leaton, seconded by Eckert, to approve the Police Department replacement vehicle not to exceed in the amount of \$50,256.00. Motion carried 4-0-0.

PRESENTATION

15. December 31, 2020 Audited Financial Statements, Mr. Sean Gordon, Gordon CPA

Mr. Sean Gordon, via telephone, presented the audited financial statements of the governmental activities, the business-type activities, each major fund, and the aggregate remaining fund information of the City of Spring Hill for the year ended December 31, 2020.

DISCUSSION

16. UTV Ordinance

This item was deleted.

ANNOUNCEMENTS and REPORTS

Announcements and reports were given by the City Council staff and city attorney.

EXECUTIVE SESSION

Motion by Leaton, seconded by Eckert, to recess into executive session pursuant the exception to the Kansas Open Meetings Act for matters deemed privileged attorney-client communication and so deemed privileged in the attorney-client relationship under the Kansas Open Meetings Act for 5 minutes, starting at 9:17p.m. and resuming at 9:22p.m. Persons to be in attendance are the following, F. Charles Dunlay and Pat Burton, Interim City Administrator.

Motion carried 4-0-0.

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The meeting recessed at 9:17p.m.

The meeting reconvened at 9:22p.m. with everyone present.

President Owen announced that no votes were taken or decisions made during the executive session. The discussion was limited to the subject stated.

The City Attorney clarified that the executive session was for attorney-client privilege communication regarding risks related to any special liability or litigation.

Motion by Leaton, seconded by Eckert, that we waive attorney-client privilege with regard to the legal opinion requested by Mayor Ellis for the Governing Body of the City of Spring Hill written by City Attorney today. Motion carried 4-0-0.

The courtesy of the floor was extended to F. Charles Dunlay, City Attorney, who presented the legal opinion requested by Mayor Ellis and answered questions submitted by President Owen.

RECESS

Motion by Eckert, seconded by Leaton, to be in recess for 5 minutes. Motion passed 4-0-0.

The meeting reconvened at 10:30p.m. with all members present.

ADJOURN

Motion by Leaton, seconded by Eckert, to adjourn.

The meeting adjourned at 10:55p.m.

Glenda Gerrity, City Clerk

Approved by the Governing Body on _____.

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City of Spring Hill, Kansas
Minutes of City Council Special Session
December 14, 2021

A Special Session of the City Council was held in the Spring Hill Civic Center, 401 N. Madison, Council Chambers, Spring Hill, Kansas on December 14, 2021. The meeting convened at 6:00p.m. with Mayor Steve Ellis presiding and Glenda Gerrity, City Clerk, recording.

Councilmembers in attendance: Chris Leaton via telephone
Steve Owen via telephone
Chad Eckert
Diana Roth
Vacancy

Staff in attendance: Patrick Burton, Acting City Administrator
Lou Ann Armstrong, Finance Director
Cindy Henson, Chief of Police
Jackie Messer, Director of Public Works

Consultants in attendance: Spencer A. Low, Attorney for MVP Law

ROLL CALL

The City Clerk called the roll of the City Council. With a quorum present, the meeting commenced.

PUBLIC HEARING:

De-Annexation of the following described real property:

Legal Description:

The South Half of the Northeast Quarter of Section 36, Township 14, Range 23, in Johnson County, Kansas, including any and all adjacent right of way.

The Mayor opened the public hearing.

The Mayor opened the public comment portion of the hearing. Thereupon, the courtesy of the floor was extended to:

Charles Morse, 18460 S. Ridgeview, Olathe, Kansas

The Mayor called for further comments from the public and, hearing none, closed the public comment portion of the hearing.

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FORMAL COUNCIL ACTION

Consider Approval of Ordinance No. 2021-17 for De-Annexation

Motion by Eckert, seconded by Roth, to approve the ordinance for de-annexation Ordinance No. 2021-17. Motion carried by roll of the Governing Body 5-0-0. Leaton-yes, Eckert-yes, Owen-yes, Roth-yes, Mayor Ellis-yes.

ADJOURN

Motion by Eckert, seconded by Roth, to adjourn.

The meeting adjourned at 6:16p.m. Motion carried 5-0-0.

Glenda Gerrity, City Clerk

Approved by the Governing Body on _____.