

City of Spring Hill, Kansas
Minutes of City Council Regular Session
March 9, 2023

A Regular Session of the City Council was held in the Spring Hill Civic Center, 401 N. Madison, Council Chambers, Spring Hill, Kansas on March 9, 2023. The meeting convened at 7:00p.m. with Mayor Berkey presiding and Glenda Gerrity, City Clerk, recording.

Councilmembers in attendance: Diana Roth
 Brian Peel
 Chad Young
 Wendy North
 Chip VanHouden

Staff in attendance: Lane Massey, City Administrator
 Rhonda Dunn, Finance Director
 Cindy Henson, Chief of Police
 Jackie Messer, Director of Public Works
 Monakisha Jones, Human Resources Director

Consultants in attendance: Spencer Low, City Attorney
 Dan Miller, City Engineer
 Tyler Ellsworth, Bond Counsel

INVOCATION

Councilmember Roth gave the invocation.

PLEDGE OF ALLEGIANCE

All who joined in, recited the Pledge of Allegiance.

ROLL CALL

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

APPROVAL OF THE AGENDA

The mayor requested the following revisions to the agenda:

- Remove Consent Agenda Item Nos. 3 and 4
- Add Item No. 11: Consider Approval of Construction Contract Bid for 2023 Street Maintenance – Base Repair and Crack Seal Project with McAnany Construction, Inc.
- Add Item No. 12: Consider Approval of Construction Contract Bid for 2023 Street Maintenance – Chip Seal Project with Vance Brothers, Inc.

Motion by Roth, seconded by North, to approve the agenda as amended.

Motion carried 5-0-0.

PRESENTATIONS:

2022 Year-End Review - Community Services Department

Ms. Gerrity, City Clerk, presented the 2022 Year-End Review for the Community Services Department.

2022 Year-End Review - Human Resources Department

Ms. Jones, Human Resources Director, presented the 2022 Year-End Review for the Human Resources Department

CITIZEN PARTICIPATION

Nobody appeared for citizen participation.

CONSENT AGENDA

Motion by Roth, seconded by North to approve the consent agenda as amended.

1. **Approval of Minutes: February 23, 2023, Regular Meeting**
2. **Consider Approval of Appropriation Order No. 2023-03-09**
3. ~~Consider Approval of Improvement Agreement: Wiswell Farms, 193rd St. to 199th St. and Webster Street and Lincoln Street, Ad Astra Land Holdings LLC~~ **Item deleted**
4. ~~Consider Approval of Final Plat Application (PLAT 000049-2022): Wiswell Farms, First Plat, 193rd St. to 199th St. and Webster Street and Lincoln Street, Ad Astra Land Holdings LLC~~ **Item deleted**
5. **Consider Approval of Temporary Use Permit (TUP-000055-2023): Spring Hill Farmer's Market**

Motion carried 5-0-0.

FORMAL COUNCIL ACTION

6. **Consider Approval of Insurance Company to Provide a Property, Casualty, and Liability Policy for the Period of April 1, 2023-March 31, 2024**

Motion by Roth, seconded by Young, to approve the selection of EMC, Elliott Group, to provide the City's Property, Casualty and Liability Insurance, up to \$220,870.00.

Motion carried 5-0-0.

7. **Consider Approval of Ordinance No. 2023-07: Authorizing the Issuance and Delivery of \$[5,145,000] Principal Amount of General Obligation Bonds, Series 2023A, of the City of Spring Hill, Kansas; and Providing for the Levy and Collection of an Annual Tax for the Purpose of Paying the Principal of and Interest on the Bonds as They Become Due**

Motion by Roth, seconded by Young, to approve Ordinance No. 2023-07 authorizing the issuance and delivery of \$5,145,000 principal amount of General Obligation Bonds, Series 2023A, of the City of Spring Hill, Kansas; and providing for the levy and collection of an annual tax for the purpose of paying the principal of and interest on the bonds as they become due.

Motion carried by roll call 5-0-0. North=yes, VanHouden=yes, Roth=yes, Peel=yes, Young=yes.

- 8. Consider Approval of Resolution No. 2023-R-11: Prescribing the Form and Details of and Authorizing the Delivery of \$[5,145,000] Principal Amount of General Obligation Bonds, Series 2023A, of the City of Spring Hill, Kansas, Previously Authorized by an Ordinance of the City**
Motion by Roth, seconded by Young, to adopt Resolution No. 2023-R-11 prescribing the form and details of and authorizing the delivery of \$5,145,000 principal amount of General Obligation Bonds, Series 2023A, of the City of Spring Hill, Kansas, previously authorized by an Ordinance of the City.
Motion carried 5-0-0.
- 9. Consider Approval of 2022 and 2023 Inter-Fund Transfers**
Motion by Roth, seconded by North, to approve the 2022 and 2023 inter-fund transfers.
Motion carried 5-0-0.
- 10. Consider Approval of the Consulting Services for 199th Street (Ridgeview to Renner) and Authorize Mayor Berkey to Execute Contract**
Motion by Roth, seconded by Young, to approve Brungardt Honomichl and Company, P.A. as the engineer to perform the final design and consulting services for the 199th Street, Ridgeview to Renner, and authorize Mayor Berkey to execute the contract.
Motion carried 5-0-0.
- 11. Consider Approval of Construction Contract Bid for 2023 Street Maintenance – Base Repair and Crack Seal Project with McAnany Construction, Inc.**
Motion by Roth, seconded by Young, to approve the bid from McAnany Construction, Inc. in the amount of \$808,298.00 and authorizing the mayor and staff to execute the construction contract after review by the City Attorney.
Motion carried 5-0-0.
- 12. Consider Approval of Construction Contract Bid for 2023 Street Maintenance – Chip Seal Project with Vance Brothers, Inc.**
Motion by Roth, seconded by North, approve the bid from Vance Brothers Inc. in the amount of \$498,633.95 and authorizing the mayor and staff to execute the construction contract after review by the City Attorney.
Motion carried 5-0-0.

DISCUSSION

2023 Water Rates & System Development Fees and 2023 Sewer Rates & System Development Fees

Ms. Dunn presented the proposed rates for the water and sewer rates and system development fees. Staff requested feedback by April 6 so the fee/rate resolution can be placed on the April 13, city council agenda.

ANNOUNCEMENTS and REPORTS

The governing body and staff gave announcements and reports.

The mayor requested a 10-minute recess before the executive session.

EXECUTIVE SESSION

Motion by Roth, seconded by Young, to recess into Executive Session for 15 minutes to receive advice of counsel pursuant to the attorney-client privilege exception of K.S.A. 75-4319 (b) (2) of the Kansas Open Meetings Act. The open meeting will resume in the City Council Chambers at 8:50p.m. with a 10 minute intercession prior to the meeting. No formal action is anticipated following the session. Persons to be in attendance are Lane Massey, City Administrator, Spencer Low, City Attorney, Glenda Gerrity, City Clerk, and Ashley Wood, Deputy City Clerk.

Motion carried 5-0-0.

The meeting recessed at 8:25 p.m. with the executive session to begin at 8:35p.m.

The Mayor stated, let the record reflect that the Governing Body reconvened into the open meeting at 8:50p.m., with everyone present. No votes were taken, or decisions made during the executive session. The discussion was limited to the subjects stated.

The mayor requested to amend the agenda with the addition of an action item.

Motion by Roth, seconded by North, to add an item to the agenda. Motion carried 5-0-0.

ADDITIONAL ACTION ITEM

Motion by Roth, seconded by North, to direct the City Attorney to create a legal memorandum regarding the 2023 election. Motion carried 5-0-0.

ADJOURN

Motion by Peel, seconded by North, to adjourn. Motion carried 5-0-0.

The meeting adjourned at 8:52p.m.

/s/ Glenda Gerrity

Glenda Gerrity, City Clerk

Approved by the Governing Body on March 23, 2023.