

City of Spring Hill, Kansas
Minutes of City Council Regular Session
August 13, 2020

A Regular Session of the City Council was held in the Spring Hill Civic Center, 401 N. Madison, Council Chambers, Spring Hill, Kansas on August 13, 2020. The meeting convened at 7:00p.m. with Mayor Ellis presiding and Glenda Gerrity, City Clerk, recording.

Councilmembers in attendance: Chris Leaton
 Steve Owen
 Tyler Graves
 Chad Eckert
 Andrea Hughes

Staff in attendance: Jim Hendershot, City Administrator
 Melanie Landis, Asst. City Administrator
 Cindy Henson, Chief of Police
 Patrick Burton, Community Development Director
 Antwone Smoot, I.T. Specialist

Consultants in attendance: Frank Jenkins, City Attorney
 Tyler Ellsworth, Bond Counsel, via telephone
 Dan Miller, P.E., City Engineer

INVOCATION

The invocation was given by Pastor Michael Brown, Spring Hill United Methodist Church.

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

Mayor Ellis requested to remove Item 6. 2021-2025 Capital Improvement Program and add Item 16. Executive Session-Attorney-Client Exception.

It was moved by Leaton, seconded by Owen, to approve the agenda as revised. Motion carried 5-0-0.

CITIZEN PARTICIPATION

The following individuals made public comment:

- Bill Peterman, spoke regarding a thank you to everyone for the well wishes to his grand-daughter and budget.
- Chad Allenbrand, spoke regarding his concerns about internet and Suddenlink.
- Roy Riffel, spoke regarding broadband.

PRESENTATION:

Chief Henson presented a Life Saving Award to Officer Sisson and Officer Blunt.

CONSENT AGENDA

It was moved by Leaton, seconded by Eckert to approve the consent agenda.

1. Appropriation Order No. 2020-07-09
2. Approval of Agreement for South Lift Station Pump and VFD
3. Consider Approval of Improvement Agreement: Oak Woods

Motion carried 5-0-0.

FORMAL COUNCIL ACTION

4. Adoption of 2021 Operating Budget

Introduced by Mayor Ellis and presented by City Administrator Jim Hendershot.

Following Council discussion, **it was moved by Leaton, seconded by Eckert to adopt the 2021 Operating Budget. Motion carried 4 – 1 (Owen) – 0.**

5. Approval of 2022 Operating Budget

Introduced by Mayor Ellis and presented by City Administrator Jim Hendershot.

Following Council discussion, **it was moved by Leaton, seconded by Eckert to approve the 2022 Operating Budget. Motion carried 5-0-0.**

6. Resolution No. 2020-R-XX: Adopting 2021-2025 Capital Improvement Program (CIP)

The item was deleted.

7. Resolution No. 2020-R-08: City Coronavirus Relief Fund

Introduced by Mayor Ellis and presented by City Administrator Jim Hendershot.

It was moved by Leaton, seconded by Owen to approve Resolution No. 2020-R-08. Motion carried 5-0-0.

8. **Resolution of Intent No. 2020-R-09 for Industrial Revenue Bonds, Mid-Am Building Supply**
Introduced by Mayor Ellis and presented by Assistant City Administrator Melanie Landis.

It was moved by Leaton, seconded by Eckert to approve Resolution No. 2020-R-09 as stated **(in the interest of economic development of the City, the resolution amending resolution 2019-R-15 be approved authorizing the revised form of the PILOT agreement and extending the termination date of the resolution to December 31, 2020.)**. Motion carried 5-0-0.

9. **Resolution No. 2020-R-10: Setting Hearing on Reducing Dayton Creek Phase 2 SBD Special Assessments**

Introduced by Mayor Ellis and presented by City Bond Counsel Tyler Ellsworth via telephone.

Attorney Curtis Holland spoke on behalf of the Developer of Dayton Creek, PV Investments, regarding his request to reimburse PV Investments in the amount of \$93K for the costs of walking trail improvements associated with the Third Plat SBD.

Following Council discussion, **it was moved by Leaton, seconded by Eckert to approve Resolution No. 2020-R-10 Alternate No. 1 in the amount of \$170,000 previously levied in connection with Dayton Creek II Special Benefit District**. Motion carried 5-0-0.

10. **Resolution No. 2020-R-11: CARS 2021-2025 Planning Program**

Introduced by Mayor Ellis and presented by City Administrator Jim Hendershot.

Following Council discussion, **it was moved by Leaton, seconded by Eckert to approve Resolution No. 2020-R-11**. Motion carried 5-0-0.

11. **Resolution No. 2020-R-12: Water Rates**

Introduced by Mayor Ellis and presented by Assistant City Administrator Melanie Landis.

It was moved by Leaton, seconded by Eckert to approve Resolution No. 2020-R-12. Motion carried 5-0-0.

12. **Resolution No. 2020-R-13: Sewer Rate**

Introduced by Mayor Ellis and presented by Assistant City Administrator Melanie Landis.

Following Council discussion, **it was moved by Leaton, seconded by Owen to approve Resolution No. 2020-R-13**. Motion carried 5-0-0.

13. Consider Waiver of RFP Bid Process of Chip and Seal of Woodland Rd.

Introduced by Mayor Ellis and presented by City Engineer Dan Miller.

Following Council discussion, **it was moved by Leaton, seconded by Hughes to approve the waiver of RFP Bid Process of chip and seal of Woodland Road. Motion carried 5-0-0.**

14. Approval of Reimbursement Contract for Chip and Seal of Woodland Rd.

Introduced by Mayor Ellis and presented by City Engineer Dan Miller.

Following Council discussion, **it was moved by Leaton, seconded by Eckert to approve the reimbursement contract for chip and seal of Woodland Road. Motion carried 5-0-0.**

DISCUSSION

15. Appointment Process

Following Council discussion, the majority of the Council is not looking to make changes to the appointment process.

EXECUTIVE SESSION

It was moved by Leaton, seconded by Eckert, to recess into Executive Session to discuss with and receive advice of counsel regarding requested production of documents pursuant to the exception for matters which would be deemed attorney-client privileged communication under the Kansas Open Meetings Act, for 5 minutes and the open meeting will resume in the Council Chambers at 8:51p.m. Motion carried 5-0-0.

It was moved by Leaton, seconded by Eckert, to amend the motion to include the following persons to be in attendance Jim Hendershot, City Administrator, and Frank H. Jenkins, Jr., City Attorney.
Motion carried 5-0-0.

The meeting recessed at 8:46 p.m.

The meeting reconvened at 8:51 p.m. with everyone present.

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

ANNOUNCEMENTS AND REPORTS

Announcements and reports were given by the Governing Body and staff.

ADJOURN

It was moved by Leaton, seconded by Eckert, to adjourn. Motion carried 5-0-0.

The meeting adjourned at 9:13p.m.

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Glenda Gerrity, City Clerk

Approved by the Governing Body on August 27, 2020.