

REGULAR COUNCIL MEETING
November 21, 2023
CITY HALL
121 S. MERIDIAN

Mayor Cicirello called the council meeting to order at 7:00 p.m. with the following members present: Matt Stamm, Chris Evans, Clint Bass, Ben Anderson, Gina Gregory, Dale Kerstetter, Robert Wilson and via team remote Ronald Colbert.

Members Absent: None

Staff Present: Lloyd Newman, Public Safety Director
Rodney Eggleston, Public Works Director
Barry Arbuckle, City Attorney
Barry Smith, Assistant City Administrator
Brent Clark, City Administrator
Kristi Carrithers, City Clerk
Desirae Womack, City Treasurer

Press present: Ark Valley News

APPROVAL OF AGENDA

Stamm moved to approve the agenda as presented, seconded by Evans. Roll Call Vote Aye: unanimous. Motion carried.

ADMINISTRATION AGENDA –

NOVEMBER 7, 2023, CITY COUNCIL MINUTES-

Jon Freund addressed Council requesting that comments he made during November 7, 2023, be included in the minutes. City Clerk Carrithers stated that the official minutes are not verbatim per LKM guidelines. Kerstetter moved to approve the minutes of the November 7, 2023, City Council meeting as presented, seconded by Wilson. Roll Call Vote Aye: Unanimous Motion Carried.

PRESENTATIONS/PROCLAMATIONS –

WASTEWATER TREATMENT PLANT AERATION BASIN STUDY

Rustin Lingbeek, Engineer with SEH presented findings on the study of the Wastewater Treatment Plant Aeration Basin. He explained that the current plant only has one tank on the aeration basin. It does not have a redundancy option due to the inability to drain tank or isolate problem. He explained options for future development.

PUBLIC FORUM – None

APPOINTMENTS – None

OLD BUSINESS –

A. ORDINANCE 1399-23; RE-ZONING LAND SE OF 93RD ST. AND MERIDIAN AVE

City Administrator Clark presented for final approval Ordinance No. 1399-23, which rezones property from RR-1 (suburban residential district) to C-2 (general business district) / R-2 (two-family residential district). This property is located south of the Valley Center High School and north of the Middle School and Valley Point Golf Course. The development will be referred to as Harvest Place.

Stamm moved to approve Ordinance 1399-23 which re-zones property southeast of the intersection of Meridian Ave and 93rd St. Based on the Planning and Zoning Board findings and recommendation we adopted them as our findings herein. for 2nd. reading. Motion seconded by Evans. Roll Call Vote Aye: unanimous. Motion carried

B. ORDINANCE 1400-23; RE-ZONING LAND SE OF 85TH ST. AND RIDGE ROAD

City Administrator Clark addressed Council regarding road maintenance and property value histories in other similar developments.

A large group opposed to the re-zoning of the property were in attendance. Mayor requested comments be limited to 3 minutes. The following individuals voiced their opposition to re-zoning and the possible sand pit operation.

Deana Bushell, 8020 N 63rd. St W

Jennifer Lee, 5335 W. 81st. N

Penny Simpson, 8355 N. Ridge Rd.

Mona Freund, 3901 Palos Verdes Cir

Frieda Clark, 324 Scott St.

Chris McElgunn, 301N. Main St.

Jon Freund, 3901 Palos Verdes Cir.

Gary Lee, 5335 W 81st St.

Ruth Ann Herman, 8325 N. Ridge Rd.

Lengthy discussion was held. City Administrator Clark and City Attorney Arbuckle stated that upon full review of petition submitted did not meet all requirements to enforce a super majority vote needed for passage of ordinance. Council discussed the change in the voting requirements on passage of a second reading and approval of Ordinance. Council requested more guidance on valid petition and prior vote prior to approval.

Anderson moved to table Ordinance 1400-23 to receive further clarification on council approval of Ordinance passage at the November 7th meeting and validity of petition and/or ability to refile. Seconded by Colbert. Roll call vote: Aye. Stamm, Evans, Bass, Anderson, Gregory and Colbert. Opposed: Kerstetter and Wilson. Motion carried.

NEW BUSINESS-

A. DAR-WREATHS ACROSS AMERICA

Pam Brillhart with the daughters of the American Revolution requested approval from Council to hold a ceremony honoring those veterans buried in the Valley Center cemetery on December 16th at 10:00am. She thanked the City for their past financial support and requested a donation to purchase wreaths again this year

Kerstetter moved to approve donation to the DAR for the wreaths across America program in the amount of \$400.00 and allow a ceremony to be held on December 16th at 10:00am. seconded by Bass. Roll Call Vote Aye: unanimous. Motion carried.

B. FROM THE GROUND UP

Sarah Warren, president of From the Ground Up, stated that the organization is planning on serving 83 families and 244 children this Christmas.

Stamm moved to approve donation to "From the Ground Up" in the amount of \$500.00. Motion seconded by Kerstetter. Roll Call Vote Aye: unanimous. Motion carried.

C. WASTEWATER TREATMENT PLANT AERATION BASIN STUDY MAINTENANCE

Evans moved to receive and file the wastewater treatment plant aeration basin study. Motion seconded by Kerstetter. Roll Call Vote Aye: unanimous. Motion carried.

CONSENT AGENDA

A. APPROPRIATION ORDINANCE – NOVEMBER 21, 2023

B. CEREAL MALT BEVERAGE LICENSE APPROVAL

Wilson moved, seconded by Evans to approve the Consent Agenda as presented. Roll Call Vote Aye: Unanimous. Motion carried.

STAFF REPORTS

PUBLIC SAFETY DIRECTOR NEWMAN

Hornets' Holidays Distribution Day 2023 is quickly approaching. They have slots open on December 8th and 9th

Newman also reported that the flock camera installed on Ford Street aided in the apprehension of a suspect and truck stolen in Wichita.

CITY ADMINISTRATOR CLARK

The Parks department has the Christmas Tree for Hometown Christmas. They are working on lights and a more secure way to anchor the tree in the Kansas winds. The lighting will be held December 1st.

GOVERNING BODY REPORTS-

COUNCILMEMBER GREGORY

Thanks Administrator Clark for hosting the breakfast for Sedgwick County Association of Cities and other councilmembers for attending.

Colbert moved to adjourn, second by Wilson. Vote Aye: Unanimous.

ADJOURN -

The meeting adjourned at 9:09 PM.

Kristi Carrithers, City Clerk