

REGULAR COUNCIL MEETING

August 20, 2024

CITY HALL

121 S. MERIDIAN

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

Members Absent: None

Staff Present: Lloyd Newman, Public Safety Director
Neal Owings, Parks and Public Building Director
Rodney Eggleston, Public Works Director
Kyle Fiedler, Community Development Director
Clint Miller, Finance Director
Barry Arbuckle, City Attorney
Gage Scheer, City Engineer
Kristi Carrithers, City Clerk/HR Director
Brent Clark, City Administrator

Press present: Ark Valley News

APPROVAL OF AGENDA

Wilson made a motion to approve the agenda as presented. Bass seconded the motion. Vote: Aye Unanimous Motion carried.

ADMINISTRATION AGENDA –

AUGUST 6, 2024, CITY COUNCIL MINUTES-

Wilson moved to approve the minutes of the August 6, 2024, City Council meeting as presented, seconded by Bass. Vote Aye: Unanimous Motion Carried.

PRESENTATIONS/PROCLAMATIONS –

PUBLIC FORUM –

APPOINTMENTS –

OLD BUSINESS –

A. ORDINANCE 1408-24: RE-ZONE 825 W 77TH ST N

City Administrator Clark presented for 2nd reading and final approval Ordinance 1408-24 re-zoning property located at 825 W. 77th St. N from A-1 to RR-1. This is property southeast of Ford and Seneca. Kerstetter moved to approve Ordinance 1408-24 re-zoning property located at 825 W. 77th St. N from A-1 to RR-1 for 2nd reading. Motion seconded by Anderson. Vote Yea: Unanimous. Motion carried.

NEW BUSINESS-

A. VALLEY CENTER CHAMBER REQUEST FOR FALL FEST:

Allison Clubb, Executive Director of the Valley Center Chamber of Commerce requested City assistance for the 2024 Fall Fest. She requests waiver of permits and/or sign fees to advertise the event. She also requested a sponsorship of Fall Fest of \$4,000.00. Clubb stated that she will request street closures at the

next Council meeting. Gregory inquired how long signs will be up for. There will probably be a two-week window.

Evans moved to approve request for donation in the budget amount of \$4,000.00 to the Valley Center Chamber of Commerce for the 2024 Fall Fest. seconded by Kerstetter. Vote yea: unanimous. Motion carried.

B. RESOLUTION 757-24; GO TEMP BONDS:

Clayton Kelley, Piper Sandler, presented Resolution 757-24 authorizing the sale of General Obligation Temporary Notes, Series 2024-1. He explained that the TIF District can be financed up to 4 years. This would include years 3 and 4. While rates are not certain until they go to bid, he anticipates bid rates to come in the 3 ½ and 4% range. Award of Bids will be September 10th with Resolution for Sale of Notes on the September 17th Council Agenda.

Bass moved to approve Resolution 757-24 authorizing the sale of General Obligation Temporary Notes, Series 2024-1. Motion seconded by Anderson. Vote Aye: unanimous. Motion carried

C. ORDINANCE 1409-24; UPOC:

Public Safety Director Newman presented Ordinance 1409-24 for 1st reading approval. This is the annual update to the Uniform Public Offense Code. He explained the sections that were amended in the 40th edition. Kerstetter moved to adopt Ordinance 1409-24, amending Chapter 9.01 of the Valley Center Municipal Code and amendments thereto, for 1st reading. Motion seconded by Anderson. Vote Yea: unanimous. Motion carried.

D. ORDINANCE 1410-24; STO:

Public Safety Director Newman presented Ordinance 1410-24 for 1st reading approval. This is the annual update to the Standard Traffic Ordinance. Newman explained the modifications in the 51st edition. Evans moved to adopt Ordinance 1410-24, amending Chapter 10.04, section 10 of the Valley Center Municipal Code and amendments thereto related to the Regulation of Traffic within the corporate limits of the City of Valley Center, Kansas, for 1st reading. Seconded by Wilson. Vote Yea: unanimous. Motion carried.

E. ORDINANCE 1411-24; UTILITY AND GOLF CARTS

Public Safety Director Newman presented Ordinance 1411-24 to repeal and replace Ordinance 1245-12 and Ordinance 1302-17 regarding the use of Utility Vehicles and Golf Carts in the City of Vally Center. Newman explained the proposed fees and the use of sidewalks especially those 10' in width.

Lou Cicirello, 1041 N. Old Trail Circle, spoke against the proposed Ordinance. He expressed concerns regarding golf carts allowed on city streets will create traffic backups, especially following football games. He also felt that this Ordinance conflicts with State of Kansas statutes. Bass reminded the governing body that most golf carts can get a tag from the State tag office, he knows there is a large public support as a petition last year shown. Chief Newman reported that the department has not seen a problem with golf carts. Wilson requested that language be added regarding the occupancy of people on a cart. Stamm requested a \$500.00 fine and if the cart could lose permit for infractions.

Kerstetter moved to approve for 1st reading Ordinance 1411-24 which would repeal and replace Ordinance 1245-12 and Ordinance 1302-17 regarding the use of Utility Vehicles and Golf Carts in the City of Valley Center. Motion seconded by Colbert. Vote Yea: unanimous. Motion carried.

F. AGREEMENT WITH PEC FOR WATER TREATMENT PLANT

City Engineer Scheer presented contract with PEC for representation of City of Valley Center's interest during the design and construction of the Water Treatment Plant by Burns and McDonnell. The fees for the contract are the standard hourly basis, not to exceed \$277,500.00. Kerstetter verified that PEC would be the city advocate for the project.

Bass moved to approve the representation contract with PEC for the water treatment plant in an amount not to exceed \$277,500.00 and authorize Mayor or City Administrator to sign. Motion seconded by Evans. Vote Yea: unanimous. Motion carried.

G. REMOVE INTERIM COMMUNITY DEVELOPMENT DIRECTOR STATUS

Kyle Fiedler began on August 5, 2024, as the Community Development Director. He now has the authority to fulfill all duties of the position. Council can now remove the interim status from City Administrator Clark.

Anderson moved to remove City Administrator as interim Community Development Director, seconded by Wilson. Vote Yea: unanimous. Motion carried.

H. EXECUTIVE SESSION; CONSULTATION PRIVILEGED IN ATTORNEY-CLIENT RELATIONSHIP

Evans moved, seconded by Anderson to recess into executive session for ten minutes to consult with City Attorney, K.S.A. 75-4319(b)(1). The open meeting will resume in the City Council chamber at 8:16 pm. Included in executive session in addition to City Council are City Administrator Clark, City Attorney Arbuckle and Mayor. Vote Yea: Unanimous. Motion carried.

Session started at 8:06pm

Mayor Truman called meeting back to order at 8:16 pm.

Bass stated no official action was taken by Council while in executive session.

CONSENT AGENDA

- A. APPROPRIATION ORDINANCE – AUGUST 20, 2024
- B. TREASURER'S REPORT – JULY 2024
- C. CHECK RECONCILIATION – JULY 2024
- D. REVENUE AND EXPENSE REPORT – JULY 2024
- E. PLANNING AND ZONING BOARD MINUTES – JUNE 25, 2024

Kerstetter moved, seconded by Gregory to approve the Consent Agenda as presented. Vote Aye: Unanimous. Motion carried.

STAFF REPORTS

PUBLIC WORKS DIRECTOR EGGLESTON

The ribbon cutting for North Meridian was last Friday. There is some finish work not completed. He stated that the flag poles had issues once they were unboxed. The intersection at Ford and Meridian is closed. Bass stated that he has received good comments regarding the project, but he has noticed parked cars blocking the sidewalk in driveways. Clark stated that many of the homes had gravel driveways prior to the project and were offered the option to extend the pavement. Public Safety Director Newman stated they will work to educate residents not to block sidewalks before citations are issued.

CITY ADMINISTRATOR CLARK

Announced that a Blood Drive Challenge between Park City and Valley Center has been scheduled for September 30th. He urged everyone to schedule a time to give blood and win the challenge.

GOVERNING BODY REPORTS-

MAYOR TRUMAN

Attended the north Meridian Ave. ribbon cutting, stated it went very well. The trees will be replanted this fall to allow for watering.

COUNCILMEMBER WILSON

Inquired whether any reports have been compiled regarding water usage following the implementation of water restrictions. None are available currently.

COUNCILMEMBER GREGORY

Reported she attended a local emergency planning committee meeting at the Red Cross Center. She was very impressed with the facility.

Stamm moved to adjourn, second by Kerstetter. Vote Aye: Unanimous.

ADJOURN -

The meeting adjourned at 8:38 PM.

Kristi Carrithers, City Clerk/HR Director