



MINUTES
CITY COUNCIL MEETING
7651 E. Central Park Ave, Bel Aire, KS
Video available at belaireks.gov
June 2, 2020 7:00 P.M.



I. CALL TO ORDER: Mayor Jim Benage called the meeting to order at 7:00 p.m.

II. ROLL CALL

Council Members present were Dr. Joel Schroeder, Justin Smith, John Welch, and Diane Wynn. Jeff Elshoff was absent.

Also present were City Manager Ty Lasher, City Attorney Jacqueline Kelly, and City Clerk Melissa Krehbiel.

III. OPENING PRAYER – Mark Posson provided the opening prayer.

IV. PLEDGE OF ALLEGIANCE TO THE AMERICAN FLAG

Mayor Benage led the pledge of allegiance.

V. DETERMINE AGENDA ADDITIONS – City Manager

There were no additions.

VI. CONSENT AGENDA

A. Minutes of the May 19, 2020 City Council Meeting.

MOTION: Council Member Smith moved to approve the consent agenda as listed and authorize the Mayor to sign. Council Member Welch seconded the motion. *Motion carried 4-0.*

VII. DISCUSSION AND APPROVAL OF APPROPRIATIONS ORDINANCE

A. Consideration of Appropriations Ordinance 20-10 in the amount of \$263,294.62.

MOTION: Council Member Schroeder moved to approve Appropriations Ordinance 20-10. Council Member Wynn seconded the motion. *Motion carried 4-0.*

VIII. CITY REQUESTED APPEARANCES: Grant Glasglow – NAI Martens

Mr. Glasglow presented a report on NAI Marten's marketing activities for city-owned real estate.

IX. CITIZEN CONCERNS:

Melanie Penner, 4100 N Battin St, stated she and her husband have lived at their home on Battin for 28 years. She stated a May progress report on streets said that there were repairs done in Westlake neighborhood. Westlake is only one street. Aurora Park residents have sent letters, made phone calls, and nothing has been resolved regarding the road conditions. Experimental custom blend applied to the road has made road dust worse. Washed vehicles and windows get coated in dust immediately. She referenced an August 2019 report that said Bel Aire has refurbished a planer. Where is the milling from that going? Aurora Park residents have asked for milling in the past. It is past time that Aurora Park neighborhood streets are fixed. Aurora Park residents are tax payers and keep the neighborhood in good repair; it is not an eyesore, except for the streets. How long must they wait for their streets to be brought up to standards?

Bonnie Stinson, 3800 N. Harding, stated she would give a petition to the Council tonight. Milled asphalt was used in the past in Aurora Park neighborhood. Over the years Aurora Park neighborhood has made many requests to the City to repair the roads. She stated a Public Works report said 93% of gravel roads are in bad condition, and many of those roads are in Aurora Park. Aurora Park feels it has been forgotten. Plans to fix the Bel Aire roads in the past 2 years have not included Aurora Park. The petition has received 84 signatures. The petition asks for millings from Woodlawn to be used on Aurora Park streets. She stated she also discovered that the city has been charging a clean water fee to customers for 17 years that should not have been charged to them. Petitioners have agreed not to pursue a refund of this fee.

Sylvia Forte, 4072 N Harding, stated that her asthma is exacerbated by the dust conditions in the neighborhood. This is a health problem that needs to be addressed. She has noticed some huge rocks that were put on the road; they were designed to be in the road bed, not on the surface. These problems definitely need to be addressed and training done.

X. PROCLAMATIONS

- Flag Day, June 14, 2020 - Mayor Benage read and signed the proclamation.

XI. REPORTS

A. Council Member Reports

Council Member Wynn stated she did not recall any road improvements being done in Aurora Park; not when she was last on the city council or now. This would go a long way to improving the mood in that area if we concentrate on that very soon.

Council Member Smith reported he attended the last Chisholm Creek Utility Authority (CCUA) meeting where the board discussed replacing a \$60,000

submersible sewer pump. That was an unexpected but necessary expense. CCUA will hold a special meeting budget workshop on June 4th.

B. Mayor's Report

Mayor Benage reported he also attended the CCUA meeting on May 28th. CCUA is discussing creating a contract with Wichita that would replace the individual contracts held by Bel Aire and Park City. The board is also looking for a replacement for Randall Harris, the Utility Manager of CCUA, who will be retiring soon.

Mayor Benage participated in the Governor's teleconference on May 28th. On May 20th, Mayor Benage sent a letter to the governor expressing concerns about the governor's executive orders. On May 26th, Governor Kelly made the phased reopening plans advisory with county governments setting their own regulations. KDHE shows downward trends in infections and hospitalizations. Sedgwick County ranks 7th in infections. Mayor Benage encourages citizens to continue social distancing, hand washing, and wearing masks in public.

In other news, New York Governor Cuomo met with the President to champion infrastructure spending to stimulate the economy. Mayor Benage will send a letter of support for Governor Cuomo's plans.

The killing of George Floyd was tragic. Mayor Benage supports the right to protest and condemns rioting and destruction. Peaceful protest was the mantra of Martin Luther King Jr, and protesters should try to keep protests civil.

Mayor Benage thanked the volunteers who donated blood at the Sunrise Christian Academy blood drive at City Hall on Saturday. All appointments were filled that day. He also congratulated the 1st place winner of the Congressional Art Competition, Amy Baber, Northeast Magnet High School and Erin Henry, Sunrise Christian Academy, who won honorable mention.

C. City Attorney Report-

City Attorney Kelly reported on a U.S. Supreme Court case regarding limitations put on public gatherings during Covid-19. She also reported on what matters require a vote from the Mayor.

D. City Manager Report-

City Manager Lasher reported that Central Park swimming pool will open on Saturday. Day passes and memberships are available to purchase. The pool will follow Sedgwick County and state guidelines related to COVID-19. Signs will be posted, and membership purchasers will be required to sign a waiver, informing them about their responsibility to practice social distancing at the pool.

The City brush site will be open on June 13th. There was a huge turnout at the brush site on May 9th. City-wide garage sale will be held June 25-27. This will be after Covid-19 restrictions are set to expire, but the City still encourages participants to follow social distancing guidelines.

XII. ORDINANCES, RESOLUTIONS AND FINAL ACTIONS

A. Consideration of appointing a Woodlawn Construction Engineering Consultant Selection Committee. The Engineering Design Selection Committee consisted of City Engineer Anne Stephens, City Manager Ty Lasher, Mayor Jim Benage, Planning Commissioner David Floyd and Council Member Jeff Hawes.

MOTION: Council Member Smith moved to appoint City Manager Ty Lasher, City Engineer Anne Stephens, Mayor Jim Benage, Planning Commissioner David Floyd and Michael Thom to the Woodlawn Construction Engineering Consultant Selection Committee. Council Member Welch seconded the motion. *Motion carried 4-0.*

B. Consideration of A Resolution Authorizing And Directing The Issuance, Sale And Delivery Of General Obligation Temporary Notes, Series 2020A, Of The City Of Bel Aire, Kansas; Providing For The Levy And Collection Of An Annual Tax, If Necessary, For The Purpose Of Paying The Principal Of And Interest On Said Notes As They Become Due; Making Certain Covenants And Agreements To Provide For The Payment And Security Thereof; And Authorizing Certain Other Documents And Actions Connected Therewith.

Kevin Cowan with Gilmore and Bell, bond counsel for the City, stood for questions from the Council and explained the process of issuing the temporary notes.

MOTION: Council Member Schroeder moved to accept A Resolution Authorizing And Directing The Issuance, Sale And Delivery Of General Obligation Temporary Notes, Series 2020A, Of The City Of Bel Aire, Kansas; Providing For The Levy And Collection Of An Annual Tax, If Necessary, For The Purpose Of Paying The Principal Of And Interest On Said Notes As They Become Due; Making Certain Covenants And Agreements To Provide For The Payment And Security Thereof; And Authorizing Certain Other Documents And Actions Connected Therewith and authorize the Mayor to sign. Council Member Smith seconded the motion. *Motion carried 4-0.*

C. Consideration of the revised Governing Body Vacancy Policy for the City of Bel Aire.

MOTION: Council Member Smith to approve the revised Governing Body Vacancy Policy as presented in the version in which the Mayor votes to break the tie, and authorize the Mayor to sign. Council Member Schroeder seconded the

motion. *Motion carried 3-1*, with Council Member Wynn voting against the motion.

D. Consideration of approving the 2020 Community Events Schedule.

City Manager Lasher presented the schedule which was included in the agenda packet, and stood for questions from Council.

MOTION: Council Member Wynn moved to approve the Community Events Schedule as presented by the City Manager. Council Member Welch seconded the motion. *Motion carried 4-0.*

E. Consideration of approving the Fireworks Display Permit for the July 4th Celebration.

MOTION: Council Member Welch moved to approve the Fireworks Display Permit and authorize the Mayor to sign. Council Member Schroeder seconded the motion. *Motion carried 4-0.*

RECESS: Mayor Benage announced there would be a 7 minute recess, with the open meeting to resume at 8:58 p.m.

The council went into recess at 8:51 p.m. and resumed the open meeting in council chambers at 8:58 p.m.

XIII. EXECUTIVE SESSION

MOTION: Council Member Schroeder moved to go into executive session for the sole purpose of discussing the subject of: Consultation **with Attorney about proposed contract negotiations pursuant** to the KSA 75-4319 exception for: Attorney Client Privilege. Invite the City Manager and the City Attorney. The meeting will be for a period of 30 minutes, and the open meeting will resume in City Council Chambers at 9:29 p.m. Council Member Smith seconded the motion. *Motion carried 4-0.*

The council members went into executive session at 8:59 p.m. The open meeting resumed at 9:59 p.m. Mayor Benage stated no binding action had been taken.

XIV. DISCUSSION AND FUTURE ISSUES

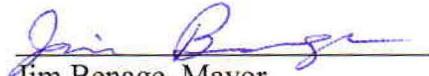
- Workshop – June 20th at 9:00 am?

The council briefly discussed the agenda for the next workshop. There was consensus to hold the next workshop on June 27th from 9:00 a.m. to 1:00 p.m. to discuss the budget.

XV. ADJOURNMENT

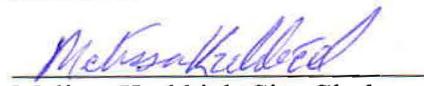
MOTION: Council Member Smith moved to adjourn. Council Member Welch seconded the motion. *Motion carried 4-0.*

Approved by the City Council this 16th day of June, 2020.



Jim Benage, Mayor

ATTEST:



Melissa Krehbiel, City Clerk