

The Oakley City Council met in regular session on May 6, 2019, in the meeting room at the Oakley Fire Station, 215 Hudson Avenue at 5:00 PM. Mayor Whyte presided.

Council members present. Jordan Burris, Chris Dorman, and Leasa Huddle. Ilene Nickel was absent and Shane Stephenson arrived after the meeting was called to order.

City staff present. City Administrator Bradley Pendergast, City Clerk Leann Hughes, Street Director Edwin Burris, Refuse Director Marc Burris, and Museum Director Jodee Reed.

Others present. Rod Bates, Shawna Allison, Marti Engel, and Bob Kelly.

Call to order. Mayor Whyte called the meeting to order.

Minutes. Dorman moved to approve the minutes of the April 15, 2019, regular meeting as presented. Burris seconded. Motion carried unanimously. Action (#11031).

Council Member Shane Stephenson arrived at approximately 5:02 P.M.

Dorman moved to approve the minutes of the April 22, 2019, special meeting as presented. Huddle seconded. Motion carried unanimously. Action (#11032).

AP Payment Registers. Dorman moved to approve the May 3, 2019, AP Payment Register in the amount of \$98,956.92 (Check Nos. 45231-45239; 45246-45295; and 4252019). Huddle seconded. Motion carried unanimously. Action (#11033).

Time Entry Report. Burris moved to approve the Time Entry Report for April 7, 2019 to April 20, 2019, dated April 24, 2019, for 2,222.75 hours (ACH Nos. 93843-93877; Check Nos. 17160-17162; AP Check Nos. 45240-45244; Wire Nos. 446-449). Stephenson seconded. Motion carried unanimously. Action (#11034).

Citizen Request to Speak. None.

Department Head Reports. Museum Director Jodee Reed reported the Museum had 472 visitors in April and she updated the Council on the Wall That Heals activities beginning next week.

NEW DISCUSSION/ACTION ITEMS:

Logan County Health Foundation – Shawna Allison. Shawna Allison addressed the Council on behalf of the Logan County Health Foundation. She stated she is the current President and introduced Marti Engel as the Current Director, Rod Bates as the Vice President and Bob Kelly as a Board Member. Allison read a prepared statement to the Council. She thanked the Council for the recent donation of \$500 for the upcoming golf tournament and fun run and for past support of the Foundation. She noted that all dollars raised are donated back to the community in the form of different projects. She stated that since the Foundation began in 1993 they have given back \$1.7 Million Dollars to the local community with much of the money providing equipment for the hospital, clinic and health department. Of that \$1.7 Million, \$22,524.00 was given directly to the City of Oakley for an AWOS system, exercise equipment at the park and training for the Police Department. She addressed a portion of the unofficial minutes in the newspaper from the April 15, 2019, regular meeting, wherein the Mayor noted the T-shirts for these events have been purchased out of town for the last couple of years. She stated this is not true, that last year the T-shirts were purchased from Cedar Crest Company owned by Duane Dinkel. Mayor Whyte responded to the group concerning his comment in the minutes. He stated in 2017 he quoted the shirts and he was told what price he needed to meet but that the Foundation would go with the lowest bidder which was in Hays. He stated that last year Cedar Crest did bid the shirts but he was told they were

initially placed elsewhere, then that company defaulted and said they would not provide the shirts. Someone with the Foundation then asked Dinkel to re-consider his bid and he agreed to do the shirts for the price the original vendor quoted if they would order 300 shirts instead of 150. This year he was told Cedar Crest submitted a bid but the shirts were placed elsewhere. Allison contended that the original statement was not true because the shirts were purchased locally. Mayor Whyte disagreed. Council Member Stephenson requested the Council move on to the next item on the agenda.

Curb and Valley Gutter Bids. Administrator Pendergast reported two bids were received for curb and valley gutter replacement, as follows:

Curb Replacement Bids (\$30,000 Budgeted – 519 linear feet):

Eberle Construction – \$49.00 per linear foot (\$25,431.00)

Sporer Land Development, Inc. - \$62.50 per linear foot (\$32,437.50)

Valley Gutter Bids (\$40,000.00 Budgeted):

Eberle Construction - \$54,594

Sporer Land Development, Inc. - \$61,400

Pendergast noted the total budgeted for both projects was \$70,000, so Eberle's low bid would cause the City to be over budget \$10,000. Street Director Edwin Burris recommended postponing the valley gutter replacement at Smoky Hill and 3rd Street, which totals \$11,903 until next year to allow the entire project to be under budget. He also noted there may be funds available in the Special Highway Fund to include that project and pay the extra amount. Stephenson moved to approve the curb and valley gutter bids from Eberle Construction at \$49.00 per linear foot for the curb replacement and for a total project of \$40,000 on the valley gutter replacements except that the Smoky Hill and 3rd Street project may be added back if funds are available in the Special Highway Fund. Huddle seconded. Motion carried unanimously. Action (#11035).

Run For The Wall Donation. Pendergast reported Frank Munk submitted a request for tourism funds on behalf of VFW #2981 for \$1,000 to help pay for food at the Run For The Wall event on May 19, 2019. Dorman moved to approve a donation of \$1,000.00 to VFW #2981 for the Run For The Wall event on May 19, 2109, to be paid from Convention and Tourism Funds. Stephenson seconded. Motion carried. Action (#11036). Dorman, Huddle and Stephenson voting yes; Burris abstaining.

Mayoral Appointments of Staff and Boards. Mayor Whyte presented a list of appointments for consideration, noting there were a few changes from the list in the Council Packets because he is waiting on confirmations from a few individuals he asked to serve on Boards. Mayor Whyte read the appointments as follows:

City Administrator – Bradley Pendergast

Chief of Police – Daniel Cooper

City Clerk – Leann Hughes

Deputy City Clerk – Barbara Kelly

Municipal Judge – Anthony Haffner

Municipal Court Clerk – Linda Engel

City Attorney – Steve Hirsch of Hirsch Law Office and Craig Uhrich of Uhrich Law Firm, P.A.

Fire Chief – Russell Moellering

Planning Commission:

George Lies – 3 year term to May, 2022

Board of Zoning Appeals:

George Lies – 3 year term to May, 2022

Airport Authority:

Dwight Abel – 2 year term to May, 2021

Library Board:

Donna Corbett – 4 year term to May, 2023

Museum Board:

Brianna Broeckelman - 4 year term to May, 2023

Ray Manning – 4 year term to May, 2023

Mayor Whyte noted the list of appointments could be approved in one motion or each appointment may be approved separately, if the Council so desires. Discussion followed. Stephenson moved to approve the Mayoral Appointments, as presented, with the clarification that Steve Hirsch is appointed for Legal Representation and Craig Uhrich is appointed as the City Prosecutor. Dorman seconded. Motion carried unanimously. Action (#11037).

UNFINISHED DISCUSSION/ACTION ITEMS:

Recycling Building Bids. Administrator Pendergast reported the City received three bids for the building and concrete work for a new recycling building and the City will utilize Central Service for the electrical work, which will be \$4,993.92. Pendergast noted he and Landfill Director Marc Burris met with the Logan County Commissioners on April 23, 2019, and they agreed to pay 50% of the costs of the building and electrical work and accepted the bids from Eberle Construction and Central Service for a total of \$39,793.92. The bids received were as follows:

Cleary Buildings:

Building - \$32,823

Concrete - \$8,400

Eberle Construction:

Building - \$34,800

Concrete – Included in building cost

QSI:

Building - \$34,120

Concrete - \$8,820

Discussion followed concerning the gauge of material. Stephenson moved to approve the bids from Eberle Construction and Central Service for a total of \$39,793.92, with Logan County paying for 50% of the costs; for the City's portion of funding to be paid up to \$20,000 out of Sanitation Fund and the remaining amount from Sanitation Reserve Fund; and to authorize City Administrator Pendergast to negotiate an upgrade to 26 gauge material, with the City paying for the upgrade amount. Burris seconded. Motion carried unanimously. Action (#11038).

Westech Water Treatment Pilot Study. Administrator Pendergast updated the Council on this project and reported that Mayor Whyte, Councilman Burris, Water/Wastewater Director Rodney Huffman, Water Employee Anthony Repshire and himself met with Brian Spano and Jacob Allen of Wilson & Company, Joe Augustyn of Ray Lindsey (regional partner with Westech) and Bryce Myers of Westech on May 2, 2019. He reported that Microvi has terminated the agreement but Westech has proposed a similar technology from a company named Inotec. He reviewed some of the differences in technologies and reported that Westech is offering to waive the cost of the pilot for the City due to the circumstances. Following discussion, it was the consensus of the Council to proceed with the pilot utilizing the technology with Inotec.

Annexation Discussion. Administrator Pendergast reported he met with property owner Kevin Uhrich about the possibility of annexing and Uhrich is considering petitioning for the annexation. Pendergast discussed the procedure involved for unilateral annexation of property when there is no consent. Considerable discussion followed. Council Members Stephenson and Huddle expressed opposition to

forced annexation. Council Member Burris reminded everyone that these properties are receiving City services without having to pay City taxes. Council Member Dorman observed that perhaps annexation should have been required when new construction was being done. More discussion followed. Pendergast agreed to work with property owners for annexation by consent/petition.

Administrative Reports. Administrator Pendergast reminded the Council that June 3, 2019, is the deadline to file for office for those whose terms are expiring. Council Member Stephenson noted that deadline is Noon. Pendergast also presented a report on several activities:

- The Water & Wastewater Departments have been mowing, will remove the tree at the golf course for the Water Treatment Pilot Study and have been doing meter changes. Director Rodney Huffman and employee Anthony Repshire will attend KRWA training on May 22, 2019. They are also having air bag suspension installed in the Water truck for pulling the Vac trailer.
- The Parks & Cemetery Department will assist with the set up for The Wall That Heals event. Pool interviews have been conducted and they are getting things ready for the Pool opening. They will be fixing settled graves at the Cemetery prior to Memorial Day and mowing. The pool opening may be delayed if the extended forecast holds true.
- The Landfill Department has been working on the KDHE Grant, they have scheduled a meeting for contractors to discuss the landfill scales project and Household Hazardous Waste collection is scheduled for May 10-11, 2019.
- The Street Department has been mowing, spraying street cracks, spraying drainage, and they repaired the exhaust issue with the dump truck.
- The Police Department will have vehicle bids for the May 20, 2019, council meeting and dispatch will be transitioning to ESInet (net-gen 911 system) this month.
- 107 E.S. 7th Street – All trailers except the one being torn down have been removed. City crews will be removing items stored on the property and items of value will be sold through a silent auction type of event. The proceeds from the sale of items will go towards the removal cost and staff time to remove items; any surplus will be given to the property owners.
- Spring Cleanup is May 20, 2019, with call-in for pickup during the week of May 13-17, 2019.
- The City Office and Museum are transitioning to a VOIP phone service.
- Dude Solutions will be on-site for implementation the week of June 17, 2019.
- Logan County Emergency Management Department will be conducting a Multi-Agency Response Training session on June 12, 2019, from 8 AM to Noon at the Logan County Courthouse. The Mayor and Council Members are encouraged to attend.
- Pendergast will be starting the 2020 Budget process this week.

Clerk Hughes asked for approval to begin writing Action Only Minutes since the meetings are being recorded. Following discussion, it was the consensus of the Council to continue with Discussion Minutes at this time.

Mayor and Council Reports. Council member Stephenson reported he will not be present for some upcoming meetings. He will provide Administrator Pendergast with exact dates.

Adjourn. Huddle moved to adjourn the meeting. Stephenson seconded. Motion carried unanimously. Action (#11039). Mayor Whyte adjourned the meeting at approximately 6:07 PM.

Leann M. Hughes, CMC
City Clerk

APPROVAL OF MINUTES:

The members of the Council acknowledged receipt of a copy of the minutes; said minutes were approved as presented at the May 20, 2019 meeting.