

**MINUTES OF THE GOVERNING BODY OF
THE CITY OF PARK CITY, KANSAS
COUNCIL CHAMBERS – 1941 E. 61st STREET NORTH
August 10, 2021**

ROLL CALL

The following were present: Council Members: John Lehnherr, George Glover, Ben Saucedo, Melvin Kerr, Tom Jones, George Capps, Brandi Baily, and Jim Schroeder.

Also present: Mayor Ray Mann, City Clerk Marlo Rugg, City Administrator Sean Fox, Assistant City Administrator/Human Resources Manager Dana Walden, City Attorney Doug Moshier, and Finance Director Dee Anne Grunder.

VISITORS

Ark Valley News
Terry Ford
Mark Taylor
Kimberly Simon
Tom Penning
Cheri Busenitz

MEETING CALLED TO ORDER

The meeting was called to order by Mayor Ray Mann at 7:00 pm. Pastor Tom Penning gave the invocation and Council Member Melvin Kerr led the Pledge of Allegiance.

APPROVAL OF AGENDA

Council Member George Glover moved to approve the agenda as presented.

Council Member Jim Schroeder seconded the motion. Motion carried 8-0.

AWARDS AND/OR PRESENTATIONS

Assistant City Administrator/Human Resources Manager Dana Walden introduced new code enforcement officer Lawrence Armstrong. Ms. Walden stated Mr. Armstrong comes to the City with experience and exceptional references.

PUBLIC FORUM

Mark Taylor, the site manager for the Amazon facility in Park City stated he wanted to thank everyone for all their help in getting the facility built and up and running in less than a year. He stated City Staff was wonderful to work with.

Community Relations Board Member Cheri Busenitz gave a brief update on what events the Board was working on. She stated the Park City 40th Anniversary celebration was planned for September 18, 2021

with live music and plenty of family fun. Ms. Busenitz stated the Fall Fest is scheduled for October 23, 2021 and a Christmas lighting ceremony is scheduled for some time in December.

STAFF REPORTS

City Administrator Sean Fox stated Council had a copy of the request for qualification for the downtown development plan. He stated it has been submitted to confluence for their thoughts and recommendations. Mr. Fox stated the timeline for the downtown district development. He stated the two new police officers were able to start their KLETC training on Monday due to some cancellations at the KLETC. Mr. Fox stated Staff participated in the Chamber of Commerce Business Expo with decent attendance. He stated Kwik Shop was issued its certificate of occupancy and is scheduled to open at the end of August.

CONSENT AGENDA

1. Minutes of July 27, 2021 Special Meeting
2. Approve Minutes of July 27, 2021 Regular Meeting
3. Appropriations 966-2021 with Addendums
4. Approve CMB License for Kwik Shop, 5410 Air Cap Drive.

Council Member John Lehnerr moved to approve the Consent Agenda as presented.

Council Member Ben Saucedo seconded the motion. Motion carried 8-0

NEW BUSINESS

5. HOLD PUBLIC HEARING AND CONSIDER APPROVAL OF RESOLUTION LEVYING ASSESSMENTS FOR DELINQUENT RECYCLING AND TRASH FEES

Mayor Ray Mann opened the public hearing at 7:18 pm.

City Clerk Marlo Rugg stated on July 27, 2021, Council approved documents initiating the special assessment process for delinquent recycling and trash fees. She stated Council also established August 10, 2021 at 7:00 P.M as the public hearing date and time to hear any objections or protests to the assessments. Ms. Rugg stated letters providing notice of the public hearing were mailed to property owners on July 29, 2021, and they were given until August 10, 2021 to pay the delinquent amount to avoid assessment to the property.

Mayor Mann asked if anyone wished to speak. Mr. Mann closed the public hearing at 7:20 pm.

Council Member Ben Saucedo moved to approve Resolution #1083-2021, a resolution approving the report from the City Clerk identifying delinquent trash collection and recycling fees to be certified to the County Clerk as assessments against the related real property; all as provided for in Section 15-606 of the City Code and K.S.A. 65-3410.

Council Member Jim Schroeder seconded the motion. Motion carried 8-0

6. HOLD PUBLIC HEARING AND CONSIDER APPROVAL OF RESOLUTION LEVYING ASSESSMENTS FOR DELINQUENT STORMWATER FEES

Mayor Ray Mann opened the public hearing at 7:20 pm.

City Clerk Marlo Rugg stated on July 27, 2021, Council approved documents initiating the special assessment process for delinquent stormwater fees. She stated Council also established August 10, 2021 at 7:00 P.M as the public hearing date and time to hear any objections or protests to the assessments. Ms. Rugg stated letters providing notice of the public hearing were mailed to property owners on July 29, 2021, and they were given until August 10, 2021 to pay the delinquent amount to avoid assessment to the property.

Mayor Mann asked if anyone wished to speak. Mr. Mann closed the public hearing at 7:22 pm.

Council Member George Capps moved to approve Resolution #1084-2021, a resolution approving the report from the City Clerk identifying delinquent stormwater fees to be certified to the County Clerk as assessments against the related real property; all as provided for in Charter Ordinance No. 37-2015.

Council Member John Lehnerr seconded the motion. Motion carried 8-0

7. DISCUSS AND CONSIDER AWARDING CONTRACT AND COMMITMENT OF CITY FUNDS FOR 61ST STREET PROJECT

City Administrator Sean Fox stated on July 21st, KDOT held a bid opening for the 61st Street Project (087 N-0691-01) and received a total of four bids:

Conspec Inc DBA Kansas Paving	\$3,596,939.00
Pearson Construction LLC	\$3,987,000.00
Cornejo and Sons LLC	\$4,095,230.00
APAC-Kansas Inc Shears Division	\$4,590,854.00

Mr. Fox stated KDOT considers this satisfactory when compared with the engineer's estimate (\$4,105,000) and recommends awarding the contract to the low bidder. He the City's matching funds for this project is \$839,000, payable before September 9, 2021.

Council Member Jim Schroeder moved to approve and authorize the Mayor to sign an award contract to Kansas Paving in the amount of \$3,601,451 for the 61st Street Project to be paid out of the Capital Projects Fund.

Council Member Ben Saucedo seconded the motion. Motion carried 8-0.

8. CONSIDER AMENDMENT TO SECTION 10-103 OF THE MUNICIPAL CODE RELATING TO THE AUTHORITY OF THE POLICE CHIEF TO MAKE RULES AND REGULATIONS FOR THE OPERATION OF THE POLICE DEPARTMENT

City Attorney Doug Moshier stated Section 10-103 of the Municipal Code authorizes the Chief of Police to establish rules and regulations as necessary for the proper and efficient operation of the Police Department. He stated there is a current need for utilizing Code Enforcement Officers to perform duties that are currently performed by police officers. Mr. Moshier stated these duties are the issuance of citations for violations of the City's parking ordinances, the impoundment of vehicles that are parked or otherwise located on city streets in violation of City ordinances and the directing of traffic.

Mr. Moshier stated because all three of these duties involve activities more commonly performed by sworn law enforcement officers, it is prudent to specify the Police Chief's authority to empower Code Enforcement Officers to perform the duties when necessary for the proper and efficient operation of the Department. He stated the proposed amendment also removes the requirement that the rules and regulations issued by the Chief of Police be approved the governing body.

Council Member George Capps asked if the code enforcement officers would get special training to direct traffic. He stated his concern for their safety and the dangerous situations that may occur. Police Chief Bostian was not present to answer the question. Staff stated they will make sure adequate training will be provided.

Council Member John Lehnerr moved to approve Ordinance #1127-2021 an ordinance amending Section 10-103 of the Municipal Code of the City of Park City, Kansas, relating to the authority of the Chief of Police to make rules and regulations related to the operations of the Police Department and repealing the original of said Section 10-103

Council Member Ben Saucedo seconded the motion.

Roll Call

Council Member John Lehnerr	Yes	Council Member Tom Jones	Yes
Council Member George Glover	Yes	Council Member George Capps	Yes
Council Member Ben Saucedo	Yes	Council Member Brandi Baily	Yes
Council Member Melvin Kerr	Yes	Council Member Jim Schroeder	Yes

9. CONSIDER APPROVAL OF 2022 LAND BANK BUDGET

Finance Director Dee Anne Grunder stated KSA 12-5903(b) requires that the governing body review and approve the Land Bank budget before it can be adopted by the Land Bank Board of Trustees. She stated the Notice of Budget Hearing for the Land Bank was published in the Ark Valley News on August 5, 2021. Ms. Grunder stated the total expenditure amount published was \$124,164, as reflected on the Notice provided to Council during the July 27, 2021 Budget Work Session. She stated the Notice is also included in this agenda packet.

Council Member Jim Schroeder moved to approve the 2022 Park City, Kansas, Land Bank budget in the amount of \$124,164.

Council Member Tom Jones seconded the motion. Motion carried 8-0.

RECESS

Council Member Ben Saucedo moved to recess for three minutes.

Council Member Jim Schroeder seconded the motion. Motion carried 8-0.

**CITY OF PARK CITY, KANSAS LAND BANK
COUNCIL CHAMBERS - 1941 E. 61ST STREET NORTH
August 10, 2021**

Chairman Ray Mann called the meeting to order at 7:30 p.m.

I. HOLD PUBLIC HEARING AND CONSIDER APPROVAL OF 2022 LAND BANK BUDGET

Chairman Ray Mann opened the public hearing at 7:30 p.m.

Finance Director Dee Anne Grunder stated the Notice of Budget Hearing for the Land Bank was published in the Ark Valley News on August 5, 2021. She stated the total expenditure amount published was \$124,164, as reflected on the Notice provided to Council during the July 27, 2021 Budget Work Session. Ms. Grunder stated the Notice was also included in this agenda packet. Chairman Mann asked if anyone wished to speak.

Board Member Ben Saucedo moved to approve adoption of the 2022 Park City, Kansas, Land Bank budget in the amount of \$124,164.

Board Member Jim Schroeder seconded the motion. Motion carried 9-0.

II. Adjourn

Board Member Ben Saucedo moved to adjourn.

Board Member John Lehnerr seconded the motion. Motion carried 9-0.

GOVERNING BODY REPORTS

Council Member George Capps stated that the government should strive not to shutdown again. He encouraged everyone to get vaccinated.

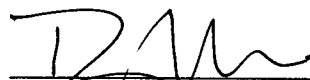
Council Member Ben Saucedo convos over coffee would be August 21, 2021 at 9:00 am at the Daylight Donut.

Council Member George Glover welcomed the new code enforcement officer.

ADJOURN


Council Member John Lehnerr moved to Adjourn the meeting at 7:36 pm.

Council Member Ben Saucedo seconded the motion. Motion carried 8-0.



Ray Mann, Mayor

Attest:



Marlo Rugg, City Clerk

The foregoing minutes were considered at the August 24, 2021 meeting and approved with the following amendment None.

The vote to approve the minutes 7-0.