

City of Great Bend
August 7, 2017

REGULAR SESSION

The Governing Body met in Regular Session in the City Council Chambers at 7:30 p.m. Mayor Mike Allison called the meeting to order with the following present: Councilmembers Mike Boys, Allene Owen, Wayne Henneke, Vicki Berryman Joel Jackson, Dana Dawson, Cory Zimmerman and Brock McPherson. Also in attendance were City Clerk Shawna Schafer and City Attorney Robert Suelter. City Administrator Howard Partington was absent.

A. CONSENT AGENDA

- a) **Minutes:** Minutes of the Regular Session held on July 17, 2017, and the Special Meeting on July 24, 2017.
- b) **Claim's Warrant Register #08-07-17:** covering 2017 bills to date in the amount of \$1,900,815.87.
- c) **Payroll Register P/R 07-21-2017** covering payroll ending July 15 2017, in the amount of \$391,750.38.
- d) **Appointments:** Mayor Allison made no appointments.

Mr. Boys moved, seconded by Mr. Henneke, to approve the consent agenda. The motion passed by a vote of 8-0.

B. OLD BUSINESS: There was no old business.

C. RECOGNITION OF VISITORS AND ANNOUNCEMENTS:

Visitors and interested parties addressed the Governing Body concerning the issue of the suspension of Clifton Couch. After approximately one hour the meeting moved on to the rest of the agenda.

D. NEW BUSINESS

1. **Councilmember Reports:** Councilmember Dana Dawson then addressed the Governing Body. He explained that he felt the suspension of Chief Couch was mishandled and that there should be an outside investigation. He also felt that Chief Couch should be reinstated. The City Attorney explained the proper method of reconsidering the issue and that the motion would have to be made by a councilmember who voted on the prevailing side at the previous meeting. Mr. Boys made a motion to reconsider. The motion as seconded by Mr. McPherson. After discussion the vote on the motion was four in favor of the motion (Councilmembers McPherson, Zimmerman, Dawson and Boys) and four opposed to the motion (Councilmembers Owen, Henneke, Berryman and Jackson). The motion failed. Mr. Dawson then made a motion to have a forensic audit completed on the City. The

motion was ruled out of order since it was not on the agenda. It was requested that the matter be placed on the agenda at the August 21, 2017, meeting.

2. **City Administrator's Update:** There was no City Administrator's update since City Administrator Partington was absent.
3. **Economic Development Report:** Jan Peters made her monthly report.
4. **Abatement Requests:** The following abatements were presented to the Governing Body:
 - a. 1022 Jefferson. A white Chevrolet pickup is located on the real estate at 1022 Jefferson that is not displaying current registration constituting a motor vehicle nuisance. This real estate is the subject of Resolution Number 080717-A.
 - b. 2109 23rd Street. Trash and refuse including, but not limited to, discarded furniture, discarded construction/demolition material and household trash is located on the real estate at 2109 23rd Street constituting an unlawful accumulation. This real estate is the subject of Resolution Number 080717-B.
 - c. 2108 29th Street. Trash and refuse including, but not limited to, discarded lumber, scrap metal, discarded wire fencing material and discarded construction/demolition material is located on the real estate at 2108 29th Street constituting an unlawful accumulation. This real estate is the subject of Resolution Number 080717-C.
 - d. 2108 29th Street. A silver Pontiac sedan is located on the real estate at 2108 29th Street that is no bearing a tag and/or is not in operable condition constituting a motor vehicle nuisance. This real estate is the subject of Resolution Number 080717D-D.
 - e. 2600 Bonita. Trash and refuse including, but not limited to, discarded stones, discarded bricks and general household trash are located on the real estate at 2600 Bonita constituting an unlawful accumulation. This real estate is the subject of Resolution Number 080717-E.

Mr. Dawson made a motion to adopt Resolutions Numbered 080717-A to 080717-E. The motion was seconded by Ms. Berryman and passed with all voting in favor.

Discussion then returned to the Clifton Couch matter. After discussion, Mr. Zimmerman made a motion to suspend City Administrator Howard Partington until the Couch matter is concluded. The motion was seconded by Mr. Dawson. After discussion Mr. Boys, Mr. Dawson, Mr. Zimmerman and Mr. McPherson voted in favor of the Motion. Ms. Owen, Mr. Henneke, Ms. Berryman and Mr. Jackson voted against the motion. The motion failed. The Mayor noted that he was also against the motion.

5. **Cereal Malt Beverage License Request.** City Clerk Shawna Schafer reported that the Great Bend Zoo Society has requested a one day cereal malt beverage license for the "Beer with the Bears" event at the Zoo on September 16, 2017 from 5:00 p.m. to 11:00 p.m. All requirements have been met. Mr. Boys made a motion to approve the application. The motion was seconded by Mr. Jackson and passed with all voting in favor.

- 6. Unsafe and Dangerous Structure.** Code Enforcement Officer Stuart Baker reported that the structure at 1217 Madison was no longer an unsafe and dangerous structure. The exterior of the home has now been repaired and re-sided. Although the interior still has work to be completed before any occupation, the repairs satisfy the requirements of ordinance. Based on this information the item was removed from the agenda and no further action will be taken.
- 7. Engineering Services Agreement for Amber Meadows Grading Project.** On call engineer Josh Golka reported on the cost of engineering services for the grading project in the newly re-platted Amber Meadows Subdivision. The project would be for the completion of the first pond in the newly re-platted subdivision. Mr. Boys made a motion to authorize Mayor Allison to sign the engineering services agreement with PEC in the amount of \$23,400 plus reimbursables for the grading project in the newly re-platted Amber Meadows Subdivision. The motion was seconded by Ms. Owen and passed with all voting in favor.
- 8. Engineering Services Agreement for 8th Street Improvements.** On call City Engineer Josh Golka of PEC presented the proposed engineering services agreement with PEC for design work on the proposed construction of 8th Street from McKinley Street to Grant Street. It was reported that if the construction could be completed during this construction season that the geometric improvements at Tenth and Grant would be much easier to carry out when it is completed next year. After discussion, Mr. Boys made a motion to authorize Mayor Allison to sign the engineering services agreement with PEC for the design and construction work on 8th Street from McKinley Street to Grant Street with a cost of \$47,500 for the design work, \$7,500 plus reimbursables for the construction phase services contingent upon Walmart's agreement to sign the petition for improvements. The motion was seconded by Ms. Berryman and passed with all voting in favor.
- 9. Engineering Services Agreement for Suchy Drainage Pit.** As discussion was commenced on this item, Mr. Zimmerman reported that Rusty Carson may not be agreeable to receiving the water from the Suchy Drainage Pit into his sand pit to the south of Railroad Avenue. Mr. Carson was not present. Mr. Zimmerman made a motion to table this matter for this meeting with the item to be placed on the agenda for consideration on the August 21, 2017, meeting. The motion was seconded by Mr. Dawson and passed with all voting in favor.
- 10. Batters' Intervention Program.** Although scheduled to appear to present information on the program, Alisha Landrum failed to appear for the meeting so the matter was not discussed.
- 11. Sales Tax Renewal.** The renewal of the ¼ cent sales tax was presented to the Governing Body. In order to renew the sales tax the matter would have to be approved by voters in the November 7, 2017, general election. The renewal would be for a period of ten years effective July 1, 2018. It would sunset ten years from that date unless renewed. The proceeds from the sales tax would be for the cost of construction, reconstruction and maintenance of city streets. Mr. Boys made a motion to adopt Resolution Number 080717-F placing the matter of renewing the ¼ per cent city sales tax for financing the construction, reconstruction and maintenance of city street on the November 7, 2017, election ballot. The motion was seconded by Ms. Owen and passed with all voting in favor.

12. HVAC System at the Crest Theatre. The HVAC system at the Crest Theatre is not working properly. The Governing Body members have been provided an assessment of the system prepared by Shaun Conway of PEC. The matter needs the immediate attention of the Governing Body. Building Inspector Lee Schneider will attend the August 21, 2017, meeting with suggestions on how to move forward with the project. This was an informational item only.

13. Great Bend Bat Cats Success. The Great Bend Bat Cats were a newly formed semi-professional baseball team competing in the Jayhawk League in 2017. They advanced to the first rounds of the NBC tournament in Wichita causing the team to encounter unexpected expenses. It was suggested that the field rental of \$750.00 be returned to the team to assist in offsetting some of those expenses. Mr. Boys made a motion to return the \$750.00 facility use charge to the Great Bend Bat Cats to help defray their extra expenses. The motion was seconded by Ms. Owen and passed with all voting in favor.

E. ADJOURNMENT

Ms. Owen made a motion to adjourn the meeting. The motion was seconded by Mr. Boys and passed with all voting in favor. The meeting was adjourned at 9:19 p.m.