



Basehor City Council Meeting Minutes Basehor City Hall, June 20, 2011

1. Roll Call by Mayor Terry Hill and Pledge of Allegiance.

Mayor Terry Hill called the meeting to order at 7:00 p.m. and led the audience in the Pledge of Allegiance.

Council Members present: Mayor Terry Hill, Council President Dennis Mertz, Iris Dysart, Fred Box, Travis Miles (via teleconference)

Staff Present: City Administrator Mark Loughry, Police Chief Lloyd Martley, City Superintendent Gene Myracle, City Engineer Mitch Pleak, City Clerk Corey Swisher, City Attorney Patrick Reavey

2. Consent Agenda

Mertz moved to address the consent agenda items independently with Dysart seconding. The motion passed unanimously, 5-0.

a. Approve City Council Minutes May 16 & 19, 2011

Dyart moved to approve Item a. with Box seconding. The motion passed unanimously, 5-0.

b. Approve Treasurer's Report

Mertz moved to approve Item b. with Breuer seconding. The motion passed unanimously, 5-0.

c. Planning Commission Reappointment: John Matthews

Breuer moved to appoint reappoint John Mathews to the Planning Commission. The motion passed unanimously, 5-0.

d. Park Board Appointment: Carl Slaugh

Breuer moved to appoint Carl Slaugh to the Park Board. The motion passed unanimously, 5-0.

3. Call to Public

Jim Washington encouraged Council to accept a KDOT grant that would facilitate the extension of Wolf Creek Parkway. He then expressed concern about the possible appointment of a new City Attorney.

City Attorney Patrick Reavey stated the new City Attorney candidate was well qualified.

Harry Thomas encouraged the acceptance of a KDOT agreement that would facilitate the extension of Wolf Creek Parkway.

Bill Bucholz encouraged the extension of Wolf Creek Parkway although did not support any closure of road access off of US 24/40.

Charlie Powell encouraged the extension of Wolf Creek Parkway although did not support any closure of road access off of US 24/40.

Bill New encouraged the acceptance of a KDOT agreement that would facilitate the extension of Wolf Creek Parkway.

Steve Rosenthal encouraged the acceptance of a KDOT agreement that would facilitate the extension of Wolf Creek Parkway.

Becky Charles expressed concern that due to age restrictions her child was not able to participate in Field of Dreams athletic programming.

Bob Keck expressed concern the potential realignment of the Bonner Springs zip code which is located south of US 24/40.

Elaine Bundy spoke against acceptance of a KDOT agreement that would facilitate the extension of Wolf Creek Parkway.

Martha Brooks asked Council to retain the current City Attorney.

4. Unfinished Business

There was none.

5a. Waiver of Contract Letter

Mertz moved to add a waiver of contract (City Attorney) to the agenda as item 5a. with Breuer seconding. The motion passed unanimously, 5-0. In order for Shannon Marcano to represent the City as City Attorney, she acknowledged that her firm (White, Goss, Bowers, March, Schulte & Weisenfels) had represented First State Bank and Midamerican Investments, LLC, a wholly owned subsidiary of First State Bank, and the owner of First State Bank's real estate. Should the "Triangle Property (south side of 150th & State Lane) rise again Marcano agreed to represent neither party. Breuer moved to approve the waiver of contract letter with Miles seconding. The motion passed 3-2 with Dysart and Box opposed.

5. Appointment of City Attorney

Hill appointed Shannon Marcano as the City Attorney. Breuer moved to approve the appointment with Miles seconding. The motion passed 3-2, with Box and Dysart opposed.

6. Approve Ord. 596 Amending Ord. 585 – Public Officials Fees and Payments

Breuer moved to approve the Ordinance with Miles seconding. The motion passed unanimously, 5-0.

7. Approve Independent Contractor Agreement (City Attorney)

Mertz moved to approve the contract with Breuer seconding. The motion passed unanimously, 5-0.

Mertz then moved to have the Mayor provide a letter of recommendation for outgoing City Attorney Patrick Reavey with Box seconding. The motion passed unanimously, 5-0.

8. Approve Ord. No. 592 - Modify the Definition of “Peddling”

Dysart moved to approve the Ordinance with Box seconding. The motion passed unanimously, 5-0.

9. Approve Ord. No. 593 - Special Event Business License Exemption Consideration

Breuer moved to approve the Ordinance with Mertz seconding. The motion passed unanimously, 5-0.

10. Approve Ord. No 595 - Establish Master Fee Schedule

Breuer moved to approve the Ordinance with Dysart seconding. The motion passed unanimously, 5-0.

11. Approve Resolution 2011-08 - Master Fee Schedule

Mertz moved to approve the Resolution with Dysart seconding. The motion passed unanimously, 5-0.

Mertz moved to hear Item 13 prior to Item 12 with Box seconding. The motion passed unanimously, 5-0.

12. Reverse Frontage Road Engineering – Wolf Creek Parkway – PEC, Affinis & BHC Rhodes

Breuer moved to approve PEC with Miles seconding. The motion failed 3-2, with Breuer and Miles voting in favor.

Dysart moved to appoint Affinis with Box seconding. The motion passed 3-2, with Breuer and Miles opposed.

13. Approve KDOT Agreement # 92-11 Construction of Wolf Creek Parkway 158th Street – 155th Street

Breuer moved to approve the agreement with Miles seconding. The motion passed 3-2, with Dysart and Box opposed.

14. Set Special Budget Work Session on July 7, 2011

Mertz moved set a Special Budget Work Session on July 7, 2011, at Basehor City Hall (2620 N. 155th Street) to begin at 7:00 p.m. with Dysart seconding. The motion passed unanimously, 5-0.

15. Approve Ord. 597 New DUI Regulations

The Ordinance died for lack of a motion.

16. City Administrator's Report

There was none.

17. Mayor's Report

There was none.

18. Council Member's Report

Mertz expressed concern about spending limits established in the City's purchasing policy. He then questioned the City's tuition reimbursement policy. Mertz ended his comments by asking for an electronic version of the City's Ordinances.

19. Executive Session

Mertz moved to enter Executive Session to discuss non-elected personnel for approximately ten minutes with Dysart seconding. The City Administrator was asked to enter the Executive Session. The motion passed 3-1, with Breuer opposed. Miles had ended communication with the meeting. No action was taken following the Executive Session.

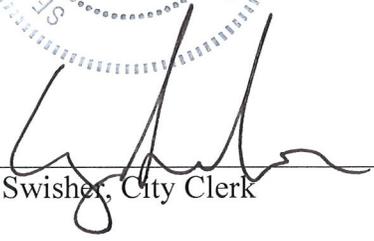
20. Adjournment

Mertz moved to adjourn at approximately 10:20 p.m. with Breuer seconding. The motion passed unanimously, 5-0.





Terry Hill, Mayor

Attest:


Corey Swisher, City Clerk