

Minutes**CITY OF BASEHOR
City Council Meeting
January 19, 2006
6:00 p.m.
Basehor City Hall**

Official Presiding: Mayor Chris Garcia

Members Present: Pres. John Bonee, Iris Dysart, Bill Hooker (arrived at 6:25 p.m.),
Keith Sifford, Terry Thomas

Staff Present: Mary Mogle, Terry Horner, John Thompson

WORK SESSION (6:00 p.m.)

Mayor Garcia called the work session to order with all members present except Councilmember Hooker. The mayor announced Mr. Abell removed his name from the agenda, so David Breuer would be moved up to "a" in Call to Public.

***1) Fact Finding Discussion Regarding Agenda Items with Department Supervisors
(no action to be taken during this session)***

- Sunflower Cable will be present to give an update on the system and products available.
- Eva Bates and Albert Hoelting are requesting annexation.
- The mayor stated it was his intent to appoint Carl Slauch to the position of city administrator. He asked council members if they would need an executive session prior to voting. None requested an executive session.

2) Mayor's Report

- Read article that reported Basehor as the fifth fastest growing City in Kansas with Tonganoxie ranking as sixth.
- Leavenworth County would be holding training on January 25th at the Courthouse regarding "Corridor Management". (6-8 p.m.)
- Mayor would attend economic development round table on February 8th at the Leavenworth County Justice Center.
- Spoke with Commissioner Oroke about unresolved issues:
 - a. Obtaining Cedar Lakes sewer maps for city superintendent;
 - b. Interlocal Agreement for Theno Estates;
 - c. Money owed to Basehor for Cedar Lakes maintenance fees;
 - d. Interlocal Maintenance Agreement.

The city attorney reported he sent the county counselor a letter indicating the City of Basehor would start charging interest at the rate of 10% on the unpaid Cedar Lakes balance.

Mayor Garcia reported the topics for the February 13th work session would be 1) discussion regarding Ingram's magazine article; 2) presentation from library board regarding proposed bond issue; 3) and future wastewater facility expansion needs.

President Bonee stated he would like to have the purchase of the lab equipment and UV equipment for the wastewater facility placed on the next Council agenda for action. Council agreed to move forward with the purchases.

The mayor reported Commissioner Oroke indicated during their discussion that the County would be willing to move the Hollingsworth Street construction project from 2007 to 2006 due to the impact the area would have on economic development.

(Councilmember Hooker arrived at 6:25 p.m.)

Chief Horner reported on the following topics:

- Security needs for city hall
- Update on Emergency Plan and mock drill scheduled for March.
- Hired police clerk and one police officer. Still have another position to fill.
- Need to address local emergency agreement with school district.
- Need software and computer for clerks office.

Work Session adjourned at 6:45 p.m.

REGULAR MEETING (7:00 p.m.)

Roll Call by Mayor Chris Garcia and Pledge of Allegiance.

Meeting was called to order with all members present including the city attorney John Thompson. Pledge of Allegiance was recited.

Consent Agenda Items will be acted upon by one motion unless a Council member requests an item be removed for discussion and separate action.

CONSENT AGENDA

- a. Approve Minutes of the Council Meeting of:
 1. December 29, 2005 Special Meeting
 2. January 4, 2006 Special Meeting

3. January 5, 2006 Regular Meeting
- b. Approve Treasurer's Report & Vendor Payments
 - c. Approve Investment Recommendations (none)
 - d. Approve Calendar of Events (no changes from 1/5/06)

CALL TO PUBLIC

"Members of the public are welcome to use this time to comment about any matter relating to City business that is listed on this Agenda. The comments that are discussed under Call to Public may or may not be acted upon by the Council during this meeting. There is a five-minute time limit." (Please wait to be recognized by the mayor then proceed to the podium, state your name and address.)

a. *David Breuer*
Re: Barrington Manor Subdivision

Mr. Breuer explained when he first submitted his preliminary plan for Barrington Manor to the Planning Commission, it included class "C" and "D" size homes. Upon approval, the Planning Commission removed the "D" classification and required the entire subdivision to be a "C" classification. Mr. Breuer noted the two classes first submitted were in accordance with the City of Basehor's subdivision regulations.

Councilmember Thomas questioned if the church had made a final decision of where the access road from Barrington Manor to Leavenworth Road would be located. Mr. Breuer reported the church would be meeting in February or March to discuss the location.

President Bonee reported he understood the concerns of the Pin Oak property owners; however, he was not comfortable overturning the Planning Commissions recommendation. Mayor Garcia stated if the church did not allow the road to be constructed in the location as shown on the plan, Mr. Breuer would have to resubmit his plan again and could address the reclassification at that time.

b. *Citizen Comments Regarding Agenda Items*

Bob Moore (2636 N. 156th St.) reported the Silver Springs developer lead him to believe a road would come through the wastewater plant land and requested the governing body "rethink" about annexing the property (Hoelting/Bates).

George Smith (14923 Parallel) thought he should clarify and explain, for the Council, the house size classifications and codes.

Ed Bush (2606 N. 156th Terr) was not present to speak against the (Hoelting/Bates) annexations, but asked Council to consider connecting the Silver Springs subdivision to Ripley St. and Willow Street because he did not want to see more traffic run through Hickory Pointe subdivision.

Mike Hannon (3437 N. 154th St.) urged Council to stay firm on requiring the access road from Barrington Manor to Leavenworth Road be constructed prior to issuing building permits and leave the entire subdivision with a "C" classification.

Mayor Garcia asked twice if there was anyone else from the audience who wished to speak regarding an agenda item. No one came forward, he then called the public portion of the meeting closed.

SCHEDULED DISCUSSION ITEMS

- a.** Joe Ryan, Sunflower Broadband
Re: Update on system and discuss telephone franchise fee

Mr. Ryan gave an update on improvements to Sunflower Broadband system. He explained they improved ninety-three miles of system to allow for digital television, telephone services, video demand, and cable. He reported the current franchise requires them to pay 5% on cable services with nothing collected for telephone services. Federal law does not require a internet franchise. Mr. Ryan stated Sunflower Broadband was committed to the City of Basehor by locating an office in Basehor and getting their employees active in the community through organization participation.

Mayor Garcia questioned Mr. Ryan about televising council and planning commission meetings. Mr. Ryan stated it was possible and the cost could be split among all the cities interested in using the local station. He offered to work with the Council to obtain equipment pricing and assist with the starting process. Mayor Garcia stated televising meeting was something the Council would be interested in depending on cost.

BUSINESS

- a.** *Consider Petition for Annexation and Ordinance for property located in NW ¼ Sec 34, Twp 10S, Range 22E, 6-acre tract (Eva Bates, Petitioner)*

A motion was made by Councilmember Thomas and seconded by Councilmember Sifford to approve the annexation as presented. Discussion followed. President Bonee stated he was in favor of this annexation because it was contiguous to the city boundary. Councilmember Hooker asked that the legal description be reviewed. Roll call vote was taken with all members voting in favor. Motion passed 5-0.

b. Consider Petition for Annexation and Ordinance for property located in NW ¼ Sec. 34, Twp 10S, Range 22E, 30-acre tract (Albert Hoelting, Petitioner)

A motion was made by Councilmember Thomas and seconded by Councilmember Dysart to approve the annexation as presented. Discussion followed. President Bonee stated he was in favor of this annexation because it was contiguous to the city boundary and would seriously consider comments from the Planning Commission when the preliminary plan is submitted. Roll call vote was taken with all members voting in favor. Motion passed 5-0.

c. Consider appointments to Board of Zoning Appeals

- 1. David Roe***
- 2. Lesley Johnson***
- 3. Ty Garver***

A motion was made by President Bonee and seconded by Councilmember Sifford to approve the appointments of David Roe, Lesley Johnson, and Ty Garver to the Board of Zoning Appeals. Roll call vote was taken with all members voting in favor. Motion passed 5-0.

d. Consider appointment and contract for City Administrator

A motion was made by President Bonee and seconded by Councilmember Thomas to approve the appointment and contract of Carl Slaugh to the position of city administrator. Roll call vote was taken with all members voting in favor with the exception of Councilmember's Hooker and Dysart. Motion passed 3-2.

MAYOR'S REPORT

Nothing further to report (see work session)

COUNCIL MEMBER REPORTS

Nothing to report.

EXECUTIVE SESSION

- a. Attorney-Client Privileged Matters**
- b. Personnel**

A motion was made by Councilmember Sifford and seconded by President Bonee to convene into executive session for thirty minutes to discuss personnel matters. Roll call vote was taken with all members voting in favor. Motion passed 5-0. The chief of police and city clerk attended the executive session. (7:41 p.m.)

At 8:11 p.m., Mayor Garcia called the regular meeting back to order.

ADJOURNMENT

There being no further business to discuss, a motion was made by Councilmember Thomas and seconded by Councilmember Sifford to adjourn the meeting. Roll call vote was taken with all members voting in favor. Motion passed 5-0. Meeting adjourned at 8:15 p.m.

Submitted for Council approval with/without corrections or additions this 6th day of February, 2006.



Attest:


Chris Garcia, Mayor


Mary A. Mogle, City Clerk