

MINUTES
THE REGULAR MEETING OF THE ROSE HILL CITY COUNCIL
MONDAY, MAY 3RD, 2010 - 7:00 P.M.
ROSE HILL CITY HALL/COUNCIL CHAMBERS

ACTION ITEMS:

ACTION ITEM #1: CALL TO ORDER AND ANNOUNCEMENTS

The regular meeting of the Rose Hill City Council was called to order at 7:00 p.m. by Mayor Mark Conway and held in Council Chambers. Councilmembers present: Tamara Potter, Rob Curtis, David Vernia, Matt Bates and Ole Pederson. Administration and staff present: Kathy A. Raney, City Administrator/City Clerk; Kirk Hayden, Public Works Director; Todd Ball, Sergeant/Detective; Kelly Mendoza, Asst. City Clerk; and Andrew Marino, Asst. City Attorney. Citizens present: Chris Adams, Donna Tucker, Christine Lundblum, Andy Reed, Ed Bonham, Rod Young and Ron Long.

ACTION ITEM #2: INVOCATION AND FLAG SALUTE

Pastor Long gave the invocation then led the flag salute.

ACTION ITEM #3: APPROVAL OF AGENDA

With copies of the 05/03/10 agenda previously distributed and before each Councilmember, the following:

MOTION (by M. Bates): To approve the 05/03/10 agenda as presented.
SECOND BY D. Vernia with MOTION PASSING 5-0.

ACTION ITEM #4: APPROVAL OF MINUTES

With copies of the minutes of the April 19th, 2010 Public Hearing previously distributed and before each Councilmember, the following:

MOTION (by T. Potter): To approve the minutes of the April 19th, 2010 Public Hearing. **SECOND BY D. Vernia, with MOTION PASSING 5-0.**

With copies of the minutes of the April 19th, 2010 Regular Council meeting previously distributed and before each Councilmember, the following:

MOTION (by R. Curtis): To approve the minutes of the April 19th, 2010 Regular Council meeting. **SECOND BY O. Pederson,** with **MOTION PASSING 5-0.**

ACTION ITEM #5: CLAIMS

With copies of Appropriation Ordinance No. 9 previously distributed and before each Councilmember, the following:

MOTION (by D. Vernia): To approve the payment of claims for Appropriation Ordinance No.9. **SECOND BY T. Potter,** with **MOTION PASSING 5-0.**

ACTION ITEM #6: CITIZEN REQUESTS

Chris Adams, 602 N. Park Rd, came before council to express his thanks regarding the care and clean up of the lot located at the dead end of Park Road and Wagon. He also would like to see a no dumping sign posted in the future.

Andy Reed, 1621 Timberline, came before council to express his concerns regarding the health and welfare notice that he received in the mail. Mr. Reed indicated that 10 days was not an adequate time frame to take care of the items referenced in the notice.

ACTION ITEM #7: PROCLAMATION: BRAIN TUMOR AWARENESS AND ACTION WEEK (MAY 2ND – MAY 8TH)

Mayor Conway read a signed proclamation that proclaims May 2nd – May 8th, 2010 as Brain Tumor Awareness and Action Week. Mayor encouraged all citizens to increase their knowledge and understanding of this health issue and to support the patients and the families impacted by brain tumors.

ACTION ITEM #8: RESOLUTION \$453 – ADOPT UPDATED BUTLER COUNTY HAZARD MITIGATION PLAN

Adoption of the updated plan is required by each Butler County jurisdiction in order to qualify for State and Federal disaster funding.

After discussion, the following:

MOTION (by M. Bates): To adopt the updated Butler County Hazard Mitigation Plan. **SECOND BY R. Curtis,** with **MOTION PASSING 5-0.**

ACTION ITEM #9: ANNUAL CITY APPOINTMENTS

Mayor Conway reported that the list of recommended Annual City Appointments had been included in the Council packets, with the following:

MOTION (by T. Potter): To appoint Kathy A. Raney as City Administrator/City Clerk. **SECOND BY D. Vernia,** with **MOTION PASSING 5-0.**

MOTION (by D. Vernia): To appoint Robert S. Sage as Chief of Police. **SECOND BY R. Curtis** with **MOTION PASSING 5-0.**

MOTION (by O. Pederson): To appoint Cindy M. Stone as City Treasurer. **SECOND BY T. Potter,** with **MOTION PASSING 5-0.**

MOTION (by D. Vernia): To appoint Randall Hladik as Zoning/Sub-Division Administrator. **SECOND BY O. Pederson,** with **MOTION PASSING 5-0.**

MOTION (by M. Bates): To appoint Andrew Marino as City Prosecutor. **SECOND BY R. Curtis,** with **MOTION PASSING 5-0.**

MOTION (by D. Vernia): To appoint Fred A. Johnson as Municipal Court Judge. **SECOND BY T. Potter,** with **MOTION PASSING 5-0.**

MOTION (by T. Potter): To appoint Marty W. Turner, M.D. as City Health Officer. **SECOND BY R. Curtis,** with **MOTION PASSING 5-0.**

MOTION (by D. Vernia): To appoint Rob Curtis and Matt Bates to the Board of Health. **SECOND BY O. Pederson,** with **MOTION PASSING 5-0.**

MOTION (by M. Bates): To appoint Kirk E. Hayden as Public Works Director. **SECOND BY D. Vernia,** with **MOTION PASSING 5-0.**

MOTION (by R. Curtis): To appoint Mark Maloney as City Attorney. **SECOND BY T. Potter,** with **MOTION PASSING 5-0.**

Councilmembers Potter and Bates expressed their desire to receive outside bids for engineering as well as looking at the option of hiring an in-house engineer. Mayor Conway disagreed stating that he feels bidding engineering services would be a step backward for the city. He stated with growth and aging infrastructure it is important to have an engineering firm familiar with our existing infrastructure and future needs.

Mayor noted that he has been in meetings with other engineering firms and P.E.C. and would hate to see the end result of what other engineering firms were proposing had P.E.C. not been looking out for the City's best interest.

He also stated that the \$50.00 monthly retainer fee paid to P.E.C. is a bargain and that there have been months he has been involved in meetings with P.E.C. that totaled 20 to 25 hours. Having a staff engineer would not be affordable or feasible with the many disciplines of engineering services needed in today's world and currently being provided by P.E.C. for a minimal cost. Councilmember Vernia agreed that P.E.C. was the best and with them we know exactly what we are going to get. Councilmember Bates agreed that P.E.C. does a good job but he and Councilmember Potter felt that we should look at taking bids.

After a lengthy discussion, the following:

MOTION (by D. Vernia): To appoint Professional Engineering Consultants, P.A. as City Engineer. SECOND by O. Pederson, with MOTION PASSING 4-1. Councilmember Potter voting nay.

DISCUSSION ITEMS:

DISCUSSION ITEM #1: ENGINEER'S UPDATE

Rod Young, P.E.C., reported that Rockwood Falls is complete with the exception of minor punch list items. East Silknitter St. is complete with the remaining punch list items expected to be completed in the next two weeks. Cox Acres bid letting has been moved to June 3, 2010, this project cannot bid until after the drainage easements have been recorded. Berlin Drainage is still waiting on the procurement of grant funding. The punch list for the Wastewater Treatment Plant has been finalized and the contractor is currently working on these items. Sunrise Addition is waiting on the developer for new petitions. The Field survey has been received on the Strode Force Main project, drafting of legal descriptions for easements and meeting with the property owner is forthcoming.

DISCUSSION ITEM #2: NOTICES AND COMMUNICATIONS

- **Butler County Commission Agendas/Minutes:** Mayor Conway noted that copies of the Butler County Commission minutes/agendas were in Council packets.

DISCUSSION ITEM #3: CITY ADMINISTRATOR'S REPORT

Kathy Raney, City Administrator, reported on the following items:

- **IMPACT FEES:** In response to the citizen inquiry regarding Impact Fees for new developments, the State of Kansas increased the local option taxing authority for cities. As part of this legislation cities are allowed to adopt new development excise taxes. This has allowed Cities who already have impact fees in place to retain their fee but now have to have approval by the electors of the city to increase those fees.
- **CIP PLAN/BUDGET PROCESS:** The CIP Plan is nearing completion. This plan will include a priority rating system for projects, which will help in the budget planning process.

DISCUSSION ITEM #4: DEPARTMENT HEAD'S REPORT

Kirk Hayden, Public Works Director, had nothing beyond his report.

Todd Ball, Sergeant/Detective, had nothing beyond the Chief's report.

DISCUSSION ITEM #5: MAYOR'S REPORT

Mayor Conway: reported on the following items:

- **National Day of Prayer:** Mayor reminded Council of the National Day of Prayer. This event will be held May 6th at 11:45 a.m. at City Hall.
- **Butler County Commissioner:** Mayor noted that Butler County Commissioner Randy Waldorf has stepped down and Peggy Palmer has been appointed to serve Waldorf's unexpired term.

DISCUSSION ITEM #6: COUNCILMEMBERS' REPORTS

R. Curtis: No discussion items

O. Pederson: No discussion items

T. Potter: No discussion items

D. Vernia: No discussion items

M. Bates: No discussion items

DISCUSSION ITEM #7: ADJOURNMENT

There being no further business to come before Council, the following:

MOTION (by D. Vernia): To adjourn the meeting at 7:38 p.m. **SECOND**
BY T. Potter with MOTION PASSING 5-0.

Respectfully submitted:

Kelly L. Mendoza, Recorder
Assistant City Clerk

05/03/10