



**MINUTES
CITY COUNCIL MEETING
City Hall – Bel Aire, Kansas
September 17, 2019 7:00 P.M.**



I. CALL TO ORDER: Mayor David Austin

II. ROLL CALL

Council Members present were Jim Benage, Jeff Elshoff, Jeff Hawes, Betty Martine. Council Member Justin Smith was absent.

Also present were City Manager Ty Lasher, City Attorney Jacqueline Kelly and City Clerk Melissa Krehbiel.

III. OPENING PRAYER: Pastor Joel Schroeder provided the opening prayer.

IV. PLEDGE OF ALLEGIANCE TO THE AMERICAN FLAG

Mayor Austin led the pledge of allegiance.

V. DETERMINE AGENDA ADDITIONS

There were no additions.

VI. CONSENT AGENDA

A. Minutes of the September 3, 2019 City Council Meeting.

MOTION: Council Member Benage moved to approve the consent agenda as listed and authorize the Mayor to sign. Council Member Elshoff seconded the motion. *Motion carried 4-0.*

VII. DISCUSSION AND APPROVAL OF APPROPRIATIONS ORDINANCE

A. Consideration of Appropriations Ordinance 19-18 in the amount of \$377,185.72.

MOTION: Council Member Elshoff moved to approve Appropriations Ordinance 19-18. Council Member Hawes seconded the motion. *Motion carried 4-0.*

VIII. CITY REQUESTED APPEARANCES: None

IX. CITIZEN CONCERNS: No one spoke.

X. REPORTS

A. Council Member Reports

Council Member Benage reported he attended the last SCAC meeting. At the meeting, he learned that Representative Bishop is on the Local Issues Committee and is seeking input from the council members of cities in Kansas.

B. Mayor's Report- No report was given.

C. City Attorney Report

City Attorney Kelly reported on elections matters including regulations for political signs and voter registration.

D. City Manager Report

City Manager Lasher reported that Fall Curbside Cleanup will happen on October 5, and the Fall Festival will happen on October 19. Also, the last brush drop-off date will be October 12.

E. Committees/Boards/Commissions Reports- No reports were given.

XI. ORDINANCES, RESOLUTIONS AND FINAL ACTIONS

A. Consideration of An Ordinance Concerning The Amendment Of Chapter 18, Of The City Code Of Bel Aire, Kansas, In Connection With The Zoning Map, All Within The City Of Bel Aire, Sedgwick County, Kansas.

This item was tabled at the September 3 Council meeting. It was also discussed at the workshop on September 10.

Council Member Benage stated that he would not vote in favor of the ordinance because a zoning change to the land that Silver Kottages is negotiating to buy from the city is included in the ordinance. He does not support the contract with Silver Kottages. He stated he has no problems with the other changes to the zoning map.

MOTION: Council Member Hawes moved to adopt An Ordinance Concerning the Amendment of Chapter 18, of the City Code of Bel Aire, Kansas, In Connection With The Zoning Map, All Within The City Of Bel Aire, Sedgwick County, Kansas as presented and authorize the Mayor to sign. Council Member Elshoff seconded the motion.

Roll Call:

Jim Benage- Nay

Jeff Elshoff - Aye

Jeff Hawes- Aye

Betty Martine - Aye

David Austin- Aye

Motion carried 4-1, with Council Member Benage voting against the motion.

B. Consideration of the Following Actions:

- 1. Approval of the Assessment Roll Certification, Notice of Public Hearing and Form of Notice of Hearing and Statement of Cost Proposed to be Assessed;**
- 2. Establish October 1, 2019 at 7:00 p.m. to meet for the purpose of hearing any and all written or oral objections to the respective assessments set forth therein;**
- 3. Authorize the publication of the Notice of Public Hearing by the City Clerk in the official City newspaper, not less than 10 days prior to such public meeting date;**
- 4. Mail the Form of Notice of Hearing and Statement of Cost Proposed to be Assessed to each and all owners of property affected by such assessments at their last known post office address on the same date as the publication of Notice of Public Hearing; and**
- 5. File each of said documents of record in the office of the City Clerk and make the same available for public inspection.**

A number of temporary notes were issued in 2016 for development projects. The projects will soon be completed and the temporary notes are ending, so it is necessary to issue a GL bond. The project costs will be special assessed to the property owners.

Kevin Cowan with Gilmore and Bell, bond counsel for the City, stood for questions from council. Mr. Cowan outlined the process. State statute requires special assessment proceedings must start when final costs are known. Costs for these projects are now known and it is time to move to permanent financing. If council approves this item, Notice of Public hearing will be mailed to property owners and published in the newspaper. The purpose of the hearing is to discuss whether assessments have been calculated properly. Following the hearing on October 1, Council will consider an assessment ordinance that includes the final assessment roll. If the ordinance is approved, property owners will be allowed a period of time in which they may prepay the specials in whole or in part. After the prepayment period, final costs for the bonds will be known and permanent bonds will be issued in November. The first payments on specials will be due in 2021.

MOTION: Council Member Hawes moved to approve the:

1. Approval of the Assessment Roll Certification, Notice of Public Hearing and Form of Notice of Hearing and Statement of Cost Proposed to be Assessed;
2. Establish October 1, 2019 at 7:00 p.m. to meet for the purpose of hearing any and all written or oral objections to the respective assessments set forth therein;
3. Authorize the publication of the Notice of Public Hearing by the City Clerk in the official City newspaper, not less than 10 days prior to such public meeting date;

4. Mail the Form of Notice of Hearing and Statement of Cost Proposed to be Assessed to each and all owners of property affected by such assessments at their last known post office address on the same date as the publication of Notice of Public Hearing; and
5. File each of said documents of record in the office of the City Clerk and make the same available for public inspection; and authorize the required signatures.

Council Member Benage seconded the motion. *Motion carried 4-0.*

C. Consideration of the Revised City of Bel Aire Travel Policy.

Staff has been working on revising a number of policies. This policy was discussed at the last Council workshop.

MOTION: Council Member Elshoff moved to approve the revised 2019 City of Bel Aire Travel Policy as presented and authorize the Mayor to sign. Council Member Martine seconded the motion. *Motion carried 4-0.*

D. Consideration of An Ordinance Concerning The Amendment Of Chapter 16, Article 4 Of The City Code Of Bel Aire, Kansas, In Connection With Inspection Requirements For Backflow Prevention Devices, All Within The City Of Bel Aire, Sedgwick County, Kansas.

The inspection requirements were discussed at the last two workshops. The ordinance changes the annual deadline for the inspection of devices to June 1, and requires unused systems to be capped, tagged and inspected, to prevent contamination of the drinking water supply. Technicians must be certified by the Metropolitan Area Building and Construction Department in Sedgwick County. Standards for rebuilds and testing are based on recommendations from the Kansas Department of Health and Environment and the City of Wichita.

MOTION: Council Member Hawes moved to adopt An Ordinance Concerning The Amendment Of Chapter 16, Article 4 Of The City Code Of Bel Aire, Kansas, In Connection With Inspection Requirements For Backflow Prevention Devices, All Within The City Of Bel Aire, Sedgwick County, Kansas as presented and authorize the Mayor to sign.

Roll Call:

Jim Benage- Aye Jeff Elshoff - Aye Jeff Hawes- Aye
Betty Martine - Aye David Austin- Aye

Motion carried 5-0.

XII. DISCUSSION AND FUTURE ISSUES

No further discussion was held.

XIII. EXECUTIVE SESSION

No executive session was held.

XIV. ADJOURNMENT

MOTION: Council Member Benage moved to adjourn. Council Member Elshoff seconded the motion. *Motion carried 4-0.*

The meeting adjourned at 7:37 p.m.