



*MINUTES
CITY COUNCIL MEETING
COUNCIL CHAMBERS – HUTCHINSON, KANSAS
JANUARY 5, 2016
9:00 A.M.*

1. The governing Body of the City of Hutchinson, Kansas met in regular session at 9:00 a.m. on Tuesday, January 5, 2016 in the City Council Chambers with Mayor Piros de Carvalho presiding. Councilmembers Dechant, Inskeep, Daveline and Soldner were present.

2. The Pledge of Allegiance to the flag was recited.

3. The prayer was given by Pastor Darryl Peterson of Grace Christian Church.

4. Petitions, Remonstrances, and Communications: None.

5. Consent Agenda

- a. Approval of Minutes of December 15, 2015 City Council meeting.
- b. Approval of appointment to the Hutchinson Planning Commission of Darryl Peterson, 805 East Avenue B, to fill the expired term of Rod Weinmeister for a first three-year term beginning 12/31/2015 to 12/31/2018.
- c. Approval of contract with Patricia Vader for sculptures titled “Radiance” and “Stay” for SculptureWalk.
- d. Approval of contract with Mary Angers for sculptures titled “Sun to Moon Rotation” and “The Single Twist” for SculptureWalk.
- e. Approval of contract with Rollin Karg for sculpture titled “Mongo” for SculptureWalk.
- f. Approval of contract with Gregory Johnson for sculpture titled “Threshold” for SculptureWalk.
- g. Approval of appropriation ordinance in the amount of \$1,360,334.21.

Motion by Councilmember Daveline, second by Councilmember Dechant, to approve the Consent Agenda and authorize the Mayor to sign. The motion passed unanimously.

6. Public Hearing

- a. Public hearing to consider Request for Public Alley Vacation.

Motion by Councilmember Daveline, second by Councilmember Soldner, to open public hearing. The motion passed unanimously.

Jeff Peterson, Senior Civil Engineer, spoke. Mr. Peterson said all of the responses received have approved of the vacation.

Motion by Councilmember Daveline, second by Councilmember Dechant, to close the public hearing. The motion passed unanimously.

Motion by Councilmember Soldner, second by Councilmember Inskip, to approve vacation of the East 170 feet of the 20 foot wide alley with the condition that the City retains a utility easement over the entire vacated alley, based upon positive responses from utilities and City Departments as presented; and authorize the Mayor to sign. The motion passed unanimously.

b. Public hearing to consider Request for Public Street Vacation of Obee Plaza.

Motion by Councilmember Soldner, second by Councilmember Dechant, to open the public hearing. The motion passed unanimously.

Jeff Peterson, Senior Civil Engineer, spoke. The Mayor asked if any comments had been received by the school district. Mr. Peterson said there were not, but since the school district was not an abutting property owner, they were not formally notified. Discussion ensued regarding traffic flow, public safety, curb cuts, etc. The City Manager said parking has been the most contentious issue. The Mayor said she wishes the City would have reached out to the school districts, etc. Mr. Deardoff said there were several meetings; and USD 308 was involved. He said they had an opportunity to discuss any issues. Additional discussion ensued.

Motion by Councilmember Daveline, second by Councilmember Inskip, to close the public hearing. The motion passed unanimously.

Motion by Councilmember Daveline, second by Councilmember Soldner, to approve the vacation of Obee Plaza with the condition that permanent public easements be developed at a later date, based upon the responses from utilities and City Departments as noted; and authorize the Mayor to sign. The motion passed unanimously.

c. Public hearing to consider Request for Public Street Vacation of Sesher Plaza.

Motion by Councilmember Dechant, second by Councilmember Soldner, to open the public hearing. The motion passed unanimously.

Jeff Peterson, Senior Civil Engineer, spoke.

Motion by Councilmember Inskip, second by Councilmember Dechant, to close the public hearing. The motion passed unanimously.

Motion by Councilmember Dechant, second by Councilmember Soldner, to approve the vacation of Sesher Plaza with the condition that permanent public easements be developed at a later date, based upon the responses from utilities and City Departments as noted; and authorize the Mayor to sign. The motion passed unanimously.

- d. Public hearing to consider Fiscal Year 2016 budget amendments.

Motion by Councilmember Soldner, second by Councilmember Inskeep, to open the public hearing. The motion passed unanimously.

Frank Edwards, Director of Finance, spoke. Mr. Edwards explained that in transferring the data several formulas were corrupted or deleted, so it was necessary to republish the budget. He said it was simply a technicality; and there is no impact on revenue. Discussion ensued.

Motion by Councilmember Inskeep, second by Councilmember Dechant, to close the public hearing. The motion passed unanimously.

Motion by Councilmember Daveline, second by Councilmember Dechant, to approve amendments to the adopted 2016 budgets as presented, to include the funds that were omitted from the initial filing with the State. The motion passed unanimously.

7. Ordinances and Resolutions

- a. Consider Resolution appropriating funds to pay payrolls and claims for 2016. Frank Edwards, Finance Director, spoke.

Motion by Councilmember Soldner, second by Councilmember Dechant, to approve Resolution 2016 R 1 providing for the appropriation, by fund, of the budget of the City of Hutchinson for the year beginning January 1, 2016; and appropriating money from the various funds to pay payrolls and claims against the City of Hutchinson for the calendar year 2016; and authorize the Mayor to sign. The motion passed unanimously.

- b. Consider Resolution for 2015 GAAP waiver. Frank Edwards, Finance Director, spoke. Discussion ensued.

Motion by Councilmember Inskeep, second by Councilmember Daveline, to approve Resolution 2016 R 2 waiving the requirements of K.S.A. 75-1120a(a), to request a waiver of the same from the Director of Accounts and Reports; and authorize the Mayor to sign the Resolution. The motion passed unanimously.

- c. Consider Resolution authorizing sale of General Obligation Bonds for Hutchinson Sports Arena project. Frank Edwards, Finance Director, spoke. Discussion ensued.

Motion by Councilmember Daveline, second by Councilmember Soldner, to approve Resolution 2016 R 3 authorizing the public sale of approximately \$26,854,000.00 principal amount of General Obligation Bonds, Series 2016-A, of the City of Hutchinson, Kansas; and authorize the Mayor to sign the Resolution. The motion passed unanimously.

8. New Business

a. Consider agreement with Nunn's Construction for Fire Station #3. Kim Forbes, Fire Chief, spoke.

Motion by Councilmember Inskeep, second by Councilmember Dechant, to approve awarding the construction project to Nunn's Construction for \$1,156,825.00; and authorize the Mayor to sign the agreement. The motion passed unanimously.

b. Consider 2016 Historic Preservation Action Plan. Jana McCarron, Director of Planning & Development, spoke. Ms. McCarron said the Landmarks Commission will be looking at reducing the size of the Houston Whiteside district; and will make application to the State for that purpose. She said the Landmarks Commission will also be working toward educating realtors and existing residents about the historic district requirements. Ms. McCarron said they also want to raise citizen awareness about historic properties; and may look at establishing fines for working without permits. Discussion ensued.

Councilmember Dechant said with regard to distributing brochures to residents, he would like to see this done at least tri-annually as people tend to forget; and this would keep it at the forefront. The Mayor asked if the motion would need to be amended; and Ms. McCarron indicated it would.

Motion by Councilmember Dechant, second by Councilmember Inskeep, to accept and approve the recommendation of the Landmarks Commission to approve the 2016 Historic Preservation Action Plan; and to distribute brochures to district residents on a bi-annual basis. The motion passed unanimously.

c. Consider year end report on Fun Valley/Hobart Detter and Salt City Splash. Karen Neal, commissioner for the Hutchinson Recreation Commission, spoke. She thanked the City for the great working relationship between the two entities.

Tony Finlay, Executive Director of the Hutchinson Recreation Commission, spoke. Mr. Finlay said Justin Combs and Ryan Haugsness were great to work with; and said Mark Trent and Randy Carter with Hutch Rec did a great job of putting everything together. Mr. Finlay said he wanted to bring more teams back to Hutchinson; and was able to do that by offering lower prices and more games. He said they also wanted to focus more on the family; and said wi-fi was added to Fun Valley, as well as Direct TV in the upper deck. Mr. Finlay said they had 26 teams in the Valley opener; and concluded

the season with 50 teams. In 2016, tournaments are scheduled from April 2 to October 23. Discussion ensued regarding subsidies, revenue projections, economic impact, etc.

Mr. Finlay also spoke about the Salt City Splash, saying the City and Rec Commission are partnering on a new aquatics program, with over \$400,000.00 being allocated. The Mayor asked about the decline in revenue and attendance over the last decade. Mr. Finlay said there is not a simple answer. He said one problem is the location. He also said Salt City Splash was a regional draw for approximately two years, then other cities began putting in water parks. He said they are no longer a regional draw; and need to consistently upgrade or provide something new. Mr. Finlay said the location doesn't lend itself to being a neighborhood pool as it's hard to get on your bike to ride there. With regard to the condition of the pool, he said it is clean and functions well. Discussion ensued.

d. Consider agreement for design services for Orchard Park Phase IIIB. Justin Combs, Director of Parks and Facilities, spoke. Mr. Combs said this phase of design will include the outer loop walking trail, a sedimentation pond, several fishing docks around the pond, and a disc golf course. Councilmember Daveline asked about vandalism in the park. Mr. Combs said they have had some spray painting, but for the time being that has stopped. Discussion ensued regarding vandalism, lighting, cameras, additional phases to the park, etc.

Motion by Councilmember Dechant, second by Councilmember Daveline, to approve agreement for design services with Engineering Consultants for Orchard Park Phase IIIB for an amount not to exceed \$36,300.00; and authorize the Mayor to sign. The motion passed unanimously.

e. Consider 2016 employee wellness program. Tom Sanders, Director of Human Resources, spoke. Mr. Sanders said the participation rate in 2015 was 60% which was down from 62% in 2014. He said there is still a high level of participation; and the retention rate is approximately 80%. Mr. Sanders said there has been some positive direction in terms of tobacco use, nutrition, etc, but they have seen some negative movement in BMI, cholesterol, blood pressure, etc. Discussion ensued.

Motion by Councilmember Inskip, second by Councilmember Dechant, to approve the proposed 2016 Wellness Program, authorize staff to exercise the third year of its three year service agreement with Viverae; and execute a one year service agreement with the Hutchinson Clinic for bio-metric screening services. The motion passed unanimously.

f. Consider 2016 compensation consultant recommendation. Tom Sanders, Director of Human Resources, spoke. Discussion ensued regarding attracting and retaining quality employees, job analysis, turnover, etc.

Motion by Councilmember Inskeep, second by Councilmember Soldner, to authorize staff to execute the proposed professional services contract with Fox Lawson/Gallagher Associates for compensation consulting services. The motion passed unanimously.

g. Consider legislative issues for 2016. John Deardoff, City Manager, spoke. Councilmember Dechant asked about City elections. He said elections need to be kept non-partisan; and suggested changing the wording as it needs to be stronger than “urges”. The City Manager said the wording could be changed to “strongly opposes” to which Councilmember Dechant agreed.

Motion by Councilmember Dechant, second by Councilmember Inskeep, to accept the legislative Issues for 2016 for the City of Hutchinson, with the amendment changing the word “urges” to “strongly opposes”. The motion passed unanimously.

h. Consider City Manager contract for 2016. Paul Brown, City Attorney, spoke. Discussion ensued.

Motion by Councilmember Soldner, second by Councilmember Dechant, to approve to the proposed contract for the City Manager for 2016; and authorize the Mayor to sign. The motion passed unanimously.

9. Report of City Officials

a. Council

- Councilmember Daveline had no comments.
- Councilmember Inskeep said he wanted to follow up on looking at the traffic control issue by Kuhn Krause. The City Manager said the Engineering Department has looked at the issue; and a report will be completed. He said at this time it would not meet any warrant for a stop sign. Councilmember Inskeep said he had been contacted by a property owner who had concerns about stormwater in the 400 block of West Avenue F. Staff will look into this matter. He also asked Jana McCarron about the rental inspection program. Ms. McCarron said as of Monday there were 808 properties registered; and that has exceeded the number of exemptions. The deadline for registration is March 31; and another invoice will be going out to those that have not paid their fees.
- Councilmember Dechant had no comments.
- Councilmember Soldner said they had a very productive retreat/goal setting session.

- Mayor Piros de Carvalho said she hoped everyone had voted for a new City seal; and asked if this should be put on the next agenda. Adam Stewart of the Hutchinson News said the Facebook survey had just shy of 800 votes, with the current seal getting the fewest votes. He said the results of the survey would be given to the Mayor this week. The Mayor said they would try to make a decision at the next meeting. Discussion ensued.

b. City Manager

The City Manager said the State of the City address is scheduled for 7:00 a.m. on Tuesday, January 19, 2016, at the Atrium. He also said the stormwater utility went into effect; and they may be getting calls about this matter. Mr. Deardoff said he had received one call about gravel areas; and under the stormwater utility this is an impervious area just like asphalt. Jeff Peterson, Senior Civil Engineer, also spoke on the matter. Discussion ensued.

10. Executive Session

a. Motion by Councilmember Dechant, second by Councilmember Inskeep, to recess into executive session for the purpose of discussing personnel matters of non-elected personnel until 12:00 p.m. at which time no binding action shall be taken. The motion passed unanimously.

11. Adjournment

Motion by Councilmember Inskeep, second by Councilmember Daveline, to adjourn. The motion passed unanimously.