



MINUTES
CITY COUNCIL MEETING
COUNCIL CHAMBERS - HUTCHINSON, KANSAS
August 20, 2019
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, August 20, 2019 in the City Council Chambers with Mayor Inskeep presiding. Councilmembers Dechant, Daveline, and Piros de Carvalho were present. Councilmember Soldner was absent from the meeting.

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

3. The prayer was given by Pastor Kim Biery of Trinity United Methodist Church.

4. Petitions, Remonstrances and Communications

- a. Oral communications from the audience. (Please limit your remarks to five (5) minutes and to items NOT on the agenda.)

Patrick Calvillo with the Hutchinson Art Center, invited the council to the 70th Anniversary celebration which will be held on August 23, 2019 at the Art Center. He said they will have a champagne toast, cupcakes, a DJ, etc. Ann Sellers, President of the Board of the Hutchinson Art Center, said it will be a great event; and they will be there much longer.

5. Consent Agenda

- a. Approval of Minutes of August 6, 2019 City Council meeting.
b. Approval of Minutes of August 13, 2019 City Council special meeting.
c. Approval of July 2019 financial reports.
d. Approval of appropriation ordinance in the amount of \$2,608,845.92.

Motion by Councilmember Piros de Carvalho, 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 adoption of the 2020 budget.

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

John Deardoff, City Manager, gave an overview of the budget and spoke about the general fund revenue summary, expenses, wages, etc. Discussion ensued.

Mayor Inskeep said this has been a long process; and there were numerous cuts made to get the budget where it is today. Councilmember Piros de Carvalho asked about the meeting the Mayor and City Manager had with the county to discuss the appraisal process. Mayor Inskeep said he learned a lot with regard to how they evaluate different types of property. He said they talked about "restaurant row"; and the method used for evaluation and assessment; saying it has a lot to do with the lease structure. Mr. Deardoff said there are a lot of parts to the appraisal process; and this is the first time he was aware of the process used for how they look at a property at the end of its lease term. Discussion ensued.

Sarah Bagwell, 803 West 22nd, asked council about the mill levy increase. Councilmember Dechant said through the study sessions it was clear that the idea of maintaining revenues would require an increase. He said he doesn't favor raising the mill levy, but it will be voted on later in the meeting. Mayor Inskeep said he is in favor of it. He said in the beginning no one wanted to see an increase, but as cuts were made, and with the drop in property values, etc., it was evident it would need to be done. Ms. Bagwell also talked about only having access to the initial proposed budget; and that as changes were made, it was not updated on the website. She said she does not believe there needs to be an increase; and spoke about ways to cut the budget by combining departments, reducing administration costs, etc.

Kari Mailloux, 10 Whitmore Road, said while she has been with the Hutchinson Community Foundation, they have been analyzing all of the surveys that have been done. She said the top two items that are mentioned in all of the surveys are jobs/business development and infrastructure. She said quality of life and aesthetics are right behind jobs; and we need to build on what we have. Mayor Inskeep said all of the comp plans and studies were community input based; and we have to listen to what the community tells us.

Jackson Swearer, 103 West 22nd, thanked staff and council for all the work that went into the budget. He said he was able to attend many of the study sessions; and know what efforts went into the cuts. Mr. Swearer said there were \$2.7 million in cuts before council even saw the budget; and it is important for the public to be aware of this. He said you have to invest in quality of life so people will want to live here.

Councilmember Daveline said they have always tried to measure core services vs. funding outside agency activities. He said since he has been on the council, he has seen increased support in quality of life issues. Councilmember Daveline said core services are essential; and they have not been compromised in any way. He also said public safety is paramount; and infrastructure is essential. Mayor Inskeep said he hit the nail on the head; and they have been able to accomplish that with this budget.

Councilmember Piros de Carvalho thanked everyone that commented on the budget. She said a lot of times there is no input; and it can be a brutal and demoralizing process. She said the community is more than just Fire, Police and streets; and is proud that we continue to invest in our community. Councilmember Piros de Carvalho also addressed Ms. Bagwell's comments about recovery, saying there is a task force headed up by the Sheriff. She said there are a lot of people in the community working on this issue.

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

Mr. Deardoff said he did want to mention they are also approving the Hutchinson Recreation Commission levy; and there is no increase.

7. Ordinances and Resolutions

a. Consider Ordinance adopting the 2019 Uniform Public Offense Code. Paul Brown, City Attorney, spoke about the changes, one of which is prosecuting Possession of Marijuana cases in Municipal Court rather than District Court. Councilmember Piros de Carvalho asked about the benefits of prosecuting these cases in Municipal Court. Police Chief Hooper said he and Mr. Brown had extensive conversations about this matter; and this is a change he wants. He said we have a significant number of misdemeanor marijuana cases sent to District Court that require a complete report, an affidavit, etc., as well as taking significant staff time. Chief Hooper said by sending them to Municipal Court, officers can issue a Notice to Appear rather than booking them into the jail. He said they would not be looking at adding additional positions to the court; and the extra work could be easily handled by court staff. Discussion ensued.

Motion by Councilmember Piros de Carvalho, second by Councilmember Dechant, to approve Ordinance 2019 – 7 regulating public offenses within the corporate limits of the City of Hutchinson, Kansas; incorporating by reference the "Uniform Public Offense Code for Kansas Cities," Edition of 2019; and authorize the Mayor to sign. The motion passed unanimously.

b. Consider Ordinance adopting the 2019 Standard Traffic Ordinance for Kansas Cities. Paul Brown, City Attorney, spoke about the changes. Discussion ensued.

Motion by Councilmember Daveline second by Councilmember Piros de Carvalho, to approve Ordinance 2019 – 8 incorporating the 2019 Standard Traffic Offense Ordinance by reference; and authorize the Mayor to sign. The motion passed unanimously.

c. Consider Ordinance amending Chapter 27 of the Hutchinson City Code. Ryan Hvitløk, Director of Planning and Development, spoke. He said this amendment deals with public hearings and notice; and consolidates all of the notice requirements into one section rather than being scattered throughout the code. He said they are currently required to mail notice, as well as publishing notices in the newspaper. Mr. Hvitløk said they are also proposing to post signage on the property, which is a common requirement across the state; and is another means for people to be notified. Discussion ensued.

Motion by Councilmember Dechant, second by Councilmember Daveline to approve Ordinance 2019 – 9 amending Section 27-501, 27-502, 27-1106 and 27-1202, as well as creating Section 27-325, of Chapter 27 of the Code of the City of Hutchinson, Kansas; and authorize the Mayor to sign. The motion passed unanimously.

8. New Business

a. Consider proposed Memorandums of Understanding with collective bargaining units. John Deardoff, City Manager, spoke about the changes made in each contract. Discussion ensued.

Motion by Councilmember Piros de Carvalho second by Councilmember Dechant to approve the proposed Memorandum of Understanding with the Service Employees' International Union Local 513, AFL-CIO; and authorize the Mayor to sign. The motion passed unanimously.

Motion by Councilmember Dechant second by Councilmember Daveline to approve the proposed Memorandum of Understanding with the Service Employees' International Union, SEIU Local 513/Hutchinson/Reno County Emergency Communication Employees; and authorize the Mayor to sign. The motion passed unanimously.

Motion by Councilmember Daveline second by Councilmember Piros de Carvalho, to approve the proposed Memorandum of Understanding with the International Association of Firefighters Local 179; and authorize the Mayor to sign. The motion passed unanimously.

Motion by Councilmember Dechant second by Councilmember Piros de Carvalho, to approve the proposed Memorandum of Understanding with the Fraternal Order of Police, Lodge No. 7; and authorize the Mayor to sign. The motion passed unanimously.

b. Consider Fun Valley bleacher replacement bid results. Justin Combs, Director of Parks and Facilities, spoke about the existing bleachers not being ADA or code compliant, being unsafe, etc. He said they are in rough condition; and are original to the site. Mr. Combs talked about the new bleacher design; and said they are also moving the dugouts closer to home plate. Discussion ensued.

Mayor Inskeep said he had a few questions for Tony Finlay with the Recreation Commission; and whether the reduction in the amount of seating would be adequate for them. Mr. Finlay said it would be more than adequate; and that it was overbuilt from the beginning. He said Mr. Combs has kept them in the loop; and this is a collaboration between the City and the Recreation Commission. Discussion ensued regarding restroom renovations, parking lot issues, etc.

Motion by Councilmember Dechant, second by Councilmember Piros de Carvalho, to approve the contract with A & A Builders for the replacement of the Fun Valley bleachers for the amount of \$741,044.00; and authorize the Mayor sign all necessary documents. The motion passed unanimously.

c. Consider bid results for 2019 Street Improvement Project. Jeff Peterson, Director of Engineering, said they received five bids for Phase IV of the Main Street Reconstruction Project which goes from 13th Avenue to 5th Avenue. He said this is similar to previous projects; and it will be the same contractor the City used for Main Street from 17th Avenue to 13th Avenue. Mr. Peterson said bids were below the engineer's estimate; and completion should be in April, 2021 if everything goes as planned. Discussion ensued.

Motion by Councilmember Dechant, second by Councilmember Daveline, to approve awarding the bid to Vogts Parga Construction, LLC in the amount of \$3,543,173.43, subject to compliance with all legal requirements; and authorize the Mayor to sign all necessary documents. Councilmember Daveline asked when the South Main streetscape might be considered by staff and presented to council. The City Manager said it is in the CIP in 2022. Councilmember Daveline said he would like to suggest we accelerate discussion on that topic; and see where it might take us. Councilmembers agreed. The motion passed unanimously.

d. Consider 2020 budget. Mayor Inskeep said there was a lot of discussion on this earlier.

Motion by Councilmember Daveline, second by Councilmember Piros de Carvalho, to approve the 2020 budget as proposed. The motion passed by a vote of three to one, with Councilmember Dechant voting no.

9. Report of City Officials

a. Council

- Councilmember Piros de Carvalho commended Gregg DeGarmo and Adam Wooten for hustling to get the stop lights up at 30th and Lucille. She also thanked Bretz & Young for giving us funds for this project. She also commended Chief Hooper and his team for the reduction in the crime rate. Councilmember Piros de Carvalho also asked if we have received any updates from the USGS or anyone else about the recent earthquakes. The City Manager said we had not.
- Councilmember Dechant had no comments.
- Councilmember Daveline had no comments.
- Mayor Inskeep said the Fire Department did a great job with the school supply drive; and echoed Councilmember Piros de Carvalho's comments about Chief Hooper and his staff.

b. City Manager

Mr. Deardoff said he would like to have a joint Study Session with the Housing Commission to discuss the rental registration program on September 10 at 8:00 a.m. if council members are available at that time. The Mayor and Councilmembers said they would be available at this time.

10. Adjournment

Motion by Councilmember Piros de Carvalho, second by Councilmember Dechant, to adjourn. The motion passed unanimously.

Upcoming Meetings

September 3, 2019	9:00 a.m.	City Council Meeting
September 10, 2019	8:00 a.m.	Joint Study Session
September 17, 2019	9:00 a.m.	City Council Meeting