

MINUTES OF THE MISSION CITY COUNCIL MEETING, AUGUST 21, 2019

The Mission City Council met in regular session at Mission City Hall on Wednesday, August 21, 2019. The meeting was called to order by Mayor Ron Appletoft. The following councilmembers were present: Ken Davis, Sollie Flora, Kristin Inman, Debbie Kring, Pat Quinn, Arcie Rothrock, Nick Schlossmacher, and Hillary Thomas.

Mayor Appletoft welcomed the public and provided a brief overview of meeting procedures.

APPOINTMENTS

Mayor Appletoft put before Council the appointments of Penn Almoney as Director of Parks and Recreation and Celia Duran as Director of Public Works. He invited Ms. Smith to introduce Mr. Almoney and Ms. Duran.

Ms. Smith welcomed Mr. Almoney and Ms. Duran to the Mission family and community. She stated Mr. Almoney will begin as Mission's Director of Parks and Recreation on September 12th. He comes to Mission from Springville, Utah and prior to that Provo, Utah where he served for 17 years. He has a great deal of experience in recreation programming, facility management, and aquatics. His family will be joining him here in Kansas City soon. Earlier in the day, Mr. Almoney was introduced to the Parks and Recreation staff and took a tour of the Community Center.

Ms. Smith stated Ms. Duran joins Mission from Belton, Missouri. She has previously served at the cities of Olathe, Gardner and Lenexa. Ms. Duran is a professional engineer and will be a great asset to Mission.

Ms. Smith stated she appreciates Council's support of all our staff and knows that Mr. Almoney and Ms. Duran will balance and compliment our current staff, and provided an opportunity for each to provide additional information.

Mr. Almoney stated he is excited to join Mission's team and has received a warm welcome. He and his family are grateful to be joining such a welcoming community.

Ms. Duran stated she is looking forward to working in Mission and helping to make Mission a better community. She grew-up in Wyandotte County and is very familiar with Mission.

Moved by Quinn, seconded by Kring to uphold the appointment of Penn Almoney as Director of Parks and Recreation. Voting AYE: Davis, Flora, Inman, Kring, Quinn, Rothrock, Schlossmacher, Thomas. **Motion carried.**

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Moved by Kring, seconded by Davis to uphold the appointment of Celia Duran as Director of Public Works. Voting AYE: Davis, Flora, Inman, Kring, Quinn, Rothrock, Schlossmacher, Thomas. **Motion carried.**

Mayor Appletoft welcomed Mr. Almoney and Ms. Duran to the City of Mission.

SPECIAL PRESENTATIONS

Mission Marlins Presentation of Trophies

Alissa Ruffin, Mission Marlins Head Coach, and assistant coaches presented Council with the trophies from the 2019 Mo-Kan Swim Championships. Ms. Ruffin stated that the coaches present tonight are all former Marlins swimmers, but they do not reside in Mission. She noted their connection to the Mission community and reported that during this summer's season there were 365 swimmers on the team. Some are from Mission, but many are not. This large team helps to support the Mission economy and Mission has hosted the championship meets for the past five years, bringing additional visitors to the city. Mission's willingness to host the championships for the past five years has assisted in keeping the league together, and the program has a positive impact on many youth in the community. This year, the Marlins took first place in the Novice, Level II and A Divisions, as well as winning the coaches' relay. She stated that the team appreciates the City's moral and financial support. Councilmember Quinn noted that Coach Alex Morris and many of the Shawnee Mission North swimmers volunteered at the recent Harvesters Mobile Food Pantry. Mayor Appletoft stated that many of those at tonight's meeting have children who were Marlins, and he always encourages new and young families in the area to check out the program.

CONSENT AGENDA

Moved by Quinn, seconded by Davis to approve the Consent Agenda, items 4a through 4e.

- 4a. Minutes of the July 17, 2019 City Council Meeting
- 4b. Selection of Voting Delegates for LKM and NLC Business Meetings
- 4c. CFD2 Street Solicitation Application
- 4d. Agreement with State of Kansas Department of Transportation - Transportation Alternatives Project
- 4e. Resolution Releasing Escrow Funds for Property Purchased by the City of Mission at 5703-5715 Johnson Drive.

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Voting AYE: Davis, Flora, Inman, Kring, Quinn, Rothrock, Schlossmacher, Thomas.
Motion carried.

PUBLIC COMMENTS

There were no public comments.

FINANCE & ADMINISTRATION COMMITTEE

Councilmember Flora stated the Finance & Administration Committee met on August 7 and considered eight items, including approval of the meeting minutes, and discussion of a refresh of the City's website. Two of the action items on the committee's agenda were considered on tonight's Consent Agenda. There are four additional items for consideration.

2020 Budget Resolution

Councilmember Flora reported as part of the annual budget process, Council adopts a budget resolution which outlines and describes the financial policies, tax and fee structures, and other related issues identified for the upcoming fiscal year. Following the 2020 Budget Public Hearing on August 7th, a draft of the 2020 Budget Resolution was considered at the Finance & Administration Committee meeting that same evening and no changes were recommended.

Moved by Flora, seconded by Inman to adopt a resolution establishing budget policies for Budget Year 2020 for the City of Mission, Kansas. Voting AYE: Davis, Flora, Inman, Kring, Quinn, Rothrock, Schlossmacher, Thomas. **Motion carried.**

2020-2024 CIP Resolution

Councilmember Flora stated each year, Council adopts a resolution that addresses the recommended five-year infrastructure plan - the Capital Improvement Program. The revenues and expenses programmed in the CIP for 2020 are included in the 2020 Recommended Budget, and the remainder of the CIP is designed to be fluid and flexible as resources and priorities may change in future years. Approval of the 2020-2024 CIP does not commit the City to any specific expenditures beyond those detailed in 2020.

Moved by Flora, seconded by Inman to adopt a resolution establishing the 2020-2024 Capital Improvement Program (CIP) for the City of Mission, Kansas. Voting AYE: Davis, Flora, Inman, Kring, Quinn, Rothrock, Schlossmacher, Thomas. **Motion carried.**

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2020 Budget

Councilmember Flora reported Council and staff have worked over the past few months to develop the 2020 Budget for the City. A review of revenues, budget challenges and opportunities, new programs and services, and the 5-year capital infrastructure program all occurred in committee meetings from April to August. A Community Dialogue was held on July 17th at the City Council Meeting and the formal public hearing on the budget was held on August 7th at the Finance & Administration Committee Meeting. Council is now ready to adopt the 2020 budget, which will then be certified to the County. She stated there are three motions required. The first motion is for the 2020 City Budget, and the second and third are for the Rock Creek Drainage Districts No. 1 and No. 2.

2020 City of Mission Budget

Moved by Flora, seconded by Davis to adopt the City of Mission 2020 Budget as published, with an estimated total mill rate of 17.866 mills, a stormwater utility fee of \$28 per ERU per month, and a Solid Waste Utility Rate of \$175.03 annually for single-family property owners. Voting AYE: Davis, Flora, Inman, Kring, Quinn, Rothrock, Schlossmacher, Thomas. **Motion carried.**

2020 Rock Creek Drainage District No. 1 Budget

Moved by Flora, seconded by Inman to adopt the 2020 Budget for Rock Creek Drainage District No. 1 with an estimated mill rate of 8.857 mills. Voting AYE: Davis, Flora, Inman, Kring, Quinn, Rothrock, Schlossmacher, Thomas. **Motion carried.**

2020 Rock Creek Drainage District No. 2 Budget

Moved by Flora, seconded by Inman to adopt the 2020 Budget for Rock Creek Drainage District No. 2 with an estimated mill rate of 9.756 mills. Voting AYE: Davis, Flora, Inman, Kring, Quinn, Rothrock, Schlossmacher, Thomas. **Motion carried.**

Charter Ordinance Changing the Date for Swearing-in of Newly Elected Officials

Councilmember Flora reported Senate Bill 105, which took effect July 1, allows cities to set the date when newly elected officials will take office. The selected date must fall between December 1, after the November election is certified, and the second Monday in January. Currently, Mission swears in newly elected officials on the second Monday in January. This proposed charter ordinance amends Charter Ordinance 27, which specifically lists terms of office, and moves the swearing in date for newly elected officials to the City Council Meeting in December following certification of the election. Once approved, this charter ordinance must be published once a week for two consecutive weeks and will take effect 61 days following final publication.

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Moved by Flora, seconded Quinn to adopt a charter ordinance amending the provisions of Charter Ordinance No. 27 which regulates municipal elections to provide that the terms of newly elected officials will begin on the date of the Regular Council Meeting in December following November elections or as set by resolution. Voting AYE: Davis, Flora, Inman, Kring, Quinn, Rothrock, Schlossmacher, Thomas, Appletoft. **Motion carried.**

COMMUNITY DEVELOPMENT COMMITTEE

Councilmember Thomas reported the Community Development Committee also met on August 7 and discussed six items. These included approval of the committee minutes, and discussion the Hodges Planters. Two action items from the committee were approved on tonight's Consent Agenda, and there are two more item for consideration. One of these items - Replacement of Fire Sprinkler Heads at the Community Center - will be considered under "New Business" later on this agenda.

Resolution Setting a Hearing for the Purpose of Determining the Structure at 5399 Martway St. to be a Dangerous Structure and to Cause Said Structure to be Either Repaired or Demolished

Councilmember Thomas stated in April 2015, the property located at 5399 Martway experienced a fire which resulted in extensive damage. The owners initially planned to rebuild, but following an issue with their restoration company, litigation was initiated which is still ongoing. The owners of the property have indicated they do not intend to re-open the business at this location. The City has received numerous inquiries and complaints regarding the appearance and condition of the property. Pete Heaven, Spencer Fane, the City's Land Use Attorney, entered a motion with the US Bankruptcy Court requesting permission to allow the City to proceed with the process of declaring the structure a dangerous structure and having it either repaired or demolished. This motion was granted in June.

Staff and Consolidated Fire District #2 have inspected the building and a written report of this inspection has been provided to Council, as required by State statutes. A copy of this report was also sent to the owner requesting a response, but none has been received.

The next step in this process is consideration of a resolution setting a public hearing on this issue. The public hearing would be held on Wednesday, October 16, 2019 at the City Council Meeting. Following the public hearing, Council will have the opportunity to adopt "findings of fact" and direct staff to prepare a resolution for their consideration in November stating whether the structure should be repaired or demolished, and the time frame for this.

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Moved by Thomas, seconded by Rothrock to adopt a resolution providing notice and fixing a time and place to appear and show cause why the structure at 5399 Martway Street should not be condemned and ordered repaired or demolished as an unsafe structure in accordance with K.S.A. 12-1750 et seq. Voting AYE: Davis, Flora, Inman, Kring, Quinn, Rothrock, Schlossmacher, Thomas. **Motion carried.**

NEW BUSINESS

Acceptance of Easements, Broadmoor Project

Ms. Smith reported this is the last easement required for the Broadmoor Project and is from Burger King. Asphalt is currently down in the northbound lanes of the project and we anticipate them moving to the southbound lanes on Monday, August 26th. The project is on schedule.

Moved by Quinn, seconded by Davis to authorize the purchase of right-of-way and easements for the Broadmoor Rehabilitation Project for Tract 11 in a total amount not to exceed \$4,080. Voting AYE: Davis, Flora, Inman, Kring, Quinn, Rothrock, Schlossmacher, Thomas. **Motion carried.**

Acceptance of Easements, Sinkhole Repairs (Woodson, Foxridge)

Moved by Davis, seconded by Inman to authorize the acceptance of right-of-way and easements for the sinkhole repairs at Woodson and at Foxridge Drive. Voting AYE: Davis, Flora, Inman, Kring, Quinn, Rothrock, Schlossmacher, Thomas. **Motion carried.**

Replacement of Fire Sprinkler Heads at SPJCC

Ms. Smith stated this issue was discussed at the August 7th Community Development Committee and authorization to move forward with Advantage Fire Protection Systems was agreed upon at the meeting to allow the company to begin their work in conjunction with the closing of the Community Center for annual maintenance. She stated that work is underway and ahead of schedule. The proposal from Advantage Fire Protection System, Inc. is in an amount not to exceed \$40,375.

Moved by Davis, seconded by Kring to approve the bid from Advantage Fire Protection Systems, Inc. in an amount not to exceed \$40,375. Voting AYE: Davis, Flora, Inman, Kring, Quinn, Rothrock, Schlossmacher, Thomas. **Motion carried.**

COMMENTS FROM THE CITY COUNCIL

Councilmember Inman thanked John Vaughn and Brent Morton for their hard work as interim directors of Parks and Recreation and Public Works. Mayor Appletoft also thanked each for their work during the past months serving as interim directors.

Councilmember Thomas offered her thanks also, and congratulated staff on a successful budget process and filling the vacant director positions.

Councilmember Kring reported that she is beginning her third year serving as a volunteer teacher at Horizon's High School. She assists students with resume and job interview preparation. She stated they are always looking for help and encouraged others to consider volunteering in a similar capacity. She stated it is very rewarding.

MAYOR'S REPORT

Mayor Appletoft did not have a report.

CITY ADMINISTRATOR'S REPORT

Ms. Smith thanked the Mayor and Council for their work on the budget and appreciates the time spent on this important process. The residents also appreciate their hard work.

Annual maintenance began at the Community Center on Monday August 19th, and the facility is closed while this is completed. If a Councilmember would like a tour of the work being completed, they are encouraged to contact Mr. Vaughn.

Ms. Smith reported that the Harvesters Mobile Food Pantry on August 17th was very successful with more volunteers than last time and more people served. She has the statistics on this event, and will include them in an upcoming weekly report. She noted that several refugee families were served as well as several people on foot.

The Mission Market has two remaining weeks during this year's season. This is the fifth year for the market and all were encouraged to attend.

Bids for Mission's residential solid waste collection services contract are due by Friday, August 23rd.

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Ms. Smith thanked Mr. Vaughn and Mr. Morton for their work these past months and stated we could not have functioned without them stepping up to fill the interim director positions. They were a tremendous help to her and everyone appreciates all they have done.

EXECUTIVE SESSION

Preliminary Discussion of the Acquisition of Real Property

Moved by Kring, seconded by Schlossmacher to recess to executive session under the preliminary discussion of the acquisition of real property exception, K.S.A. 75-4319 (b)(6). Also attending the meeting will be City Administrator Laura Smith and City Attorney Dave Martin. The open meeting will resume in Council Chamber at 7:43 p.m.

Council recessed to Executive Session at 7:33 p.m.

Council resumed the meeting in Council Chambers at 7:43 p.m.

Personnel matter of Non-elected Personnel

Moved by Kring, seconded by Rothrock to recess to executive session under the discussion of personnel matters of non-elected personnel exception, K.S.A. 75-4319 (b)(1). Also attending the meeting will be City Attorney Dave Martin. The open meeting will resume in Council Chamber at 7:58 p.m.

Council recessed to Executive Session at 7:43 p.m.

Council resumed the meeting in Council Chambers at 7:58 p.m.

ADJOURNMENT

Moved by Quinn, seconded by Kring to adjourn the meeting at 7:58 p.m. All present voted AYE. **Motion carried.**

Respectfully submitted by Martha Sumrall, City Clerk.

Ronald E. Appletoft, Mayor

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Martha M. Sumrall, City Clerk