

Regular Meeting
September 15, 2020
5:30 p.m.

The Board of City Commissioners for the City of Herington, Kansas met at City Hall at 5:30 p.m. on the above date - the following being present: Mayor Debi Urbanek, Commissioner Robbin Bell, Commissioner Vance Donahue, Commissioner Eric Gares, Commissioner Curtis Hartman, City Manager Branden Dross, City Attorney Brad Jantz, City Clerk Marcus Hawkes and City Clerk Trainee Megan Lawrenz.

The meeting opened with the Pledge of Allegiance. Mayor Urbanek called the meeting to order. A motion was made by Commissioner Bell, seconded by Commissioner Hartman to approve the Minutes of the Regular Meeting September 1, 2020 and the Special Meeting September 1, 2020. Motion carried with all voting "Aye".

Public Forum Items- There were no public forum items.

Additional Agenda Items - There were no additional agenda items.

Approval of Agenda - A motion was made by Mayor Urbanek to approve the agenda, seconded by Commissioner Bell. Motion carried with all voting "Aye".

City Update on COVID-19 - Mayor Urbanek said there were no updates to the Dickinson County website since August 13, 2020.

Update on Water Treatment Plant by Buck Driggs - Project has been out for bids for approximately 30 days. Buck felt there was a lot of interest in the project with 3 or 4 prime bidders. Buck advised that the bid date was moved back one week and will now be September 18, 2020. One reason for the push back is the presence of 60 barrels, most likely filled with oil. Environmental specialists would like to see each barrel tested, costing approximately \$600 per barrel totaling over \$36,000 which does not include disposal. Buck advised to remove disposal of the barrels out of the demo budget. Commissioner Bell suggested there may be oil companies who would purchase the barrels. Barrels will be reviewed Friday, September 18, 2020 and a suggestion will be made. Buck also proposed a change order to upgrade two of the chemical feed pumps associated with the package treatment plan. The proposed Grundfoff Pumps are required to accommodate the high variability of flows that we have at the plant. City staff have also requested the conversion of the proposed LMI pumps (3) to Watson & Marlow pumps for the coagulant and polymer feed skids. These Watson & Marlow pumps are consistent with the other pumps used at the plant for water treatment operations. City Staff have not had good luck with the LMI pumps. They prefer the Watson and Marlow Pumps as they require less maintenance, are easier to work on and have proven to be a better long term solution for the City of Herington. Cost for the change order is \$20,451.00. With the additional cost for the Change Order the City of Herington is still approximately \$70,000.00 under budget. Commissioner Gares made the motion to approve the change order, seconded by Commissioner Hartman. Motion carried with all voting "Aye".

Presentation From KMEA Power Supply Proposal - Neal Daney and Darren Prince discussed savings options over Evergy. Proposed savings are around 35-40%. There is an option where the City could utilize savings to receive approximately \$12,000.00 per month for 17 months to be used in areas where the budget may be deficient. After much explanation and discussion Mayor Urbanek suggested we compare what both companies can offer the City of Herington. City Manager Dross will contact Evergy to see what they can offer. Neal advised that the enrollment window closes 11/30/2020 so he needs a response soon. The next window is 5/31/2021.

Flint Hills State Park Support Letter- In response to an email from Dave Jones, Commissioner Gares with the help of City Manager Dross composed a letter of support for the Flint Hills State Park. Commissioner Gares read the letter aloud. Mayor Urbanek made the motion to approve and sign the letter in support of the Flint Hills State Park, seconded by Commissioner Gares. Motion carried with all voting "Aye".

Fire Protection Mutual Aid Contract with Marion County - Mayor Urbanek read aloud the proposed agreement for mutual aid for fire protection with Marion County. Mayor Urbanek motioned to approve and sign the contract once the dates are changed effective September 15, 2020. Commissioner Donahue seconded. Motion carried with all voting "Aye".

City Solar Policy - KMU provided a document that just needed to be personalized to the City of Herington. It was originally proposed that a rate study be completed to be included in the Solar Policy. After receiving more information it was agreed that the policy could be passed with a rate study to happen at a later date. Commissioner Bell motioned to accept the City Solar Policy as written, seconded by Mayor Urbanek. Motion carried 4-1 with Commissioner Donahue II casting the dissenting vote.

Annexation - City Attorney Jantz explained the background of the Annexation Process. Resolution was passed in June of 2019. There was a hearing set for September 3, 2019 that wasn't necessary. Annexation was approved subject to staff review August 6, 2019. City Attorney Jantz suggested approval of Ordinance, and advised City Staff to publish the full ordinance in the paper. Mayor Urbanek clarified the next steps would be to print, sign, publish and file the ordinance with the County. Mayor Urbanek motioned to approve the ordinance to be the next sequential number. Seconded by Commissioner Gares. Motion carried with all voting "Aye".

City Lake Ordinance - Brad advised that he was finished. Commissioner Bell motioned to accept the lake ordinance with the amendment of Sec. 6-149. - Lake Advisory Board; created. Ordinance will be the next sequential number. Seconded by Mayor Urbanek. Motion carried with all voting "Aye".

Logan Pointe HOA - Mayor Urbanek moved to table discussion until the next regularly scheduled commission meeting to give everyone time to review what is currently on file, what our predecessors started before us and give City Manager Dross time to read it over, seconded by Commissioner Bell. Motion carried with all voting "Aye".

City Cement Policy - There was discussion on the City's cement policy. Commissioners suggested adding a line item to the budget for better tracking, and also adopting an application process. More discussion needs to happen so an updated policy can be created.

City's Policy on Payment of Utility Bills After Placed on Shut off List - Upon staff's request City Clerk Hawkes and City Clerk in Training Lawrenz requested a discussion on the City's current utility policy. Commissioners requested staff compose a written proposal to be presented at a later date.

Mayer Specialty Services LLC - After discussion Debi motioned to renew a 3 three year contract with Mayer Specialty Services LLC for City sewer line cleaning, seconded by Commissioner Bell. Motion carried with all voting "Aye".

A motion was made by Mayor Urbanek, seconded by Commissioner Bell to recess into executive session K.S.A. 75-4319 (b)(1) to protect the privacy rights of persons being discussed, pursuant to the Non-Elected Personnel matters exception, to include the Governing Body, City Attorney Jantz and City Manager Dross, with the regular meeting to resume at 7:23 p.m. Motion carried with all voting "Aye". No action taken.

Mayor Urbanek motioned to amend the Agenda to add 20a - Spending Authority for City Manager Dross, seconded by Commissioner Donahue II, motion passed with all voting "Aye".

Mayor Urbanek motioned to approve City Manager Dross' spending authority of \$10,000.00 per project, seconded by Commissioner Bell. Motion carried with all voting "Aye".

A motion was made by Commissioner Gares, seconded by Commissioner Donahue to adjourn. Motion carried all voting "Aye".

Also present: Larry Mann, Carl Urbanek, Buck Driggs, Ben Castleberry, David Kahle, Mitch Gehrke, Chief Brian Hornaday, and J.R. Sparke - Dickinson County News Times.

Megan Lawrenz, City Clerk in Training