

This is a business meeting of the governing body for the City of Herington. There is no implied or expressed right for persons outside the governing body to speak or voice their opinion unless specifically recognized by the chair.

**Regular Meeting
March 7, 2023
6:00 p.m.**

1. Pledge of Allegiance

2. Call to Order

3. Public Forum

4. Approval of Agenda

Motion _____ Seconded _____ Action _____
Commissioner McDonald, Commissioner Castleberry, Commissioner Urbanek
Commissioner Gares, Mayor Bell

5. Consent Agenda

- i. Discuss and Action on the Minutes of the Regular Meeting February 21, 2023
- ii. Discuss and Action on the Minutes of the Special Meeting February 28, 2023

Motion _____ Seconded _____ Action _____
Commissioner McDonald, Commissioner Castleberry, Commissioner Urbanek
Commissioner Gares, Mayor Bell

6. Discussion with Robert Hood Kansas Ram Club

7. Police Update

8. Fire Update

9. Neighborhood Services Update

10. Update on the SPRINT Grant

11. Discuss and Action on Electric Meter Purchase for \$39,294.00

Motion _____ Seconded _____ Action _____
Commissioner McDonald, Commissioner Castleberry, Commissioner Urbanek
Commissioner Gares, Mayor Bell

12. Executive Session – I move that the Herington City Commission recess into Executive Session, pursuant to the consultation with an attorney on matters that would be deemed privileged in the

attorney-client relationship exception K.S.A. 75-4319(b)(2) in order to discuss contract negotiations to include the following:

- Governing Body
- Interim City Manager
- City Attorney
- City Clerk, if needed
- _____

With the open meeting to resume at _____.

Motion _____ Seconded _____ Action _____
Commissioner McDonald, Commissioner Castleberry, Commissioner Urbanek,
Commissioner Gares, Mayor Bell

13. City Manager Comments

14. Commissioner Comments

15. Adjourn

Motion _____ Seconded _____ Action _____
Commissioner McDonald, Commissioner Castleberry, Commissioner Urbanek,
Commissioner Gares, Mayor Bell

To join the City Commission meetings from your computer, tablet, or smartphone, go to
<https://www.youtube.com/channel/UCbvSBw6l4w85XQHsX0S1BXg> Public Forum Comments can be
dropped in the deposit box or emailed to cityoffice@cityofherington.com.

**Regular Meeting
February 21, 2023
6:00 p.m.**

The Herington City Commission met on the above date and time in the City Commission Chambers at City Hall. In attendance were Mayor Robbin Bell, Commissioner Eric Gares, Commissioner Debi Urbanek (via phone), Commissioner Ben Castleberry, Commissioner Dan McDonald, Interim City Manager Andrew Avantagiato, City Attorney Brad Jantz, City Clerk Megan Lawrenz, Neighborhood Services Director James Masters, Janet Wade, Rhonda Rice and Marcus Hawkes.

The meeting opened with the Pledge of Allegiance.

Mayor Bell called the meeting to order.

Public Forum – None.

Additional Agenda Items– Add 6a Executive Session for Attorney Client Privilege and add 10a Executive Session for Attorney Client Privilege.

Approval of Agenda – Commissioner McDonald made a motion to approve the agenda with the addition of 6a and 10a, seconded by Commissioner Castleberry. Motion carried 5-0.

Consent Agenda - Commissioner Castleberry made a motion to approve the consent agenda items including Discuss and Action on the Minutes of the Regular Meeting February 7, 2023, Discuss and Action to Appoint Ken White to the CVB Board Term to Expire 2/28/2025, Discuss and Action to Approve Temporary CMB for Beer Goggles, LLC at the Herington Community Building on 2/25/2023 from 12:30 pm to 6:00 pm, seconded by Commissioner Gares. Motion carried 5-0.

6a. Executive Session – Mayor Bell made a motion that the Herington City Commission recess into Executive Session, pursuant to the consultation with an attorney on matters that would be deemed privileged in the attorney-client relationship exception K.S.A. 75-4319(b)(2) in order to discuss contract negotiations to include the following: Governing Body, Interim City Manager, City Attorney, City Clerk, and Marcus Hawkes with the open meeting to resume at 6:12pm, seconded by Commissioner Castleberry. Motion carried 5-0. The regular meeting resumed with no action taken.

6a. Executive Session – Mayor Bell made a motion that the Herington City Commission recess into Executive Session, pursuant to the consultation with an attorney on matters that would be deemed privileged in the attorney-client relationship exception K.S.A. 75-4319(b)(2) in order to discuss contract negotiations to include the following: Governing Body, Interim City Manager, City Attorney, City Clerk, Marcus Hawkes, and the ability to call in Janet Wade if needed with the open meeting to resume at 6:28pm, seconded by Commissioner Gares. Motion carried 5-0. The regular meeting resumed with no action taken.

SPRINT Grant Update from Janet Wade – The grant has been extended to March 14, 2023. Janet provided the Commission and update on the progress made on the SPRINT Grant and asked for a work session. Commission agreed to a work session on Thursday, City Attorney to contract grant writers before to gather information regarding what the city would be responsible for financially. Commissioner Castleberry made a motion to hold a work session on Thursday February 23, 2023, at 6:00 pm, seconded by Commissioner Gares. Motion carried 5-0.

Resolution 973

A RESOLUTION FINDING THAT THE STRUCTURE LOCATED AT 315 SOUTH A STREET IN THE CITY OF HERINGTON, DICKINSON COUNTY, KANSAS, IS UNSAFE OR DANGEROUS AND DIRECTING THAT THE STRUCTURE BE DEMOLISHED AND THE PREMISES MADE SAFE AND SECURE

Commissioner Gares made a motion to approve Resolution 973 with staff revisions to change structure to structures and specify the outbuildings to be razed and authorize the mayor's signature, seconded by Commissioner McDonald. Motion carried 5-0.

Resolution 974

A RESOLUTION FINDING THAT THE STRUCTURE LOCATED AT 507 N. F STREET IN THE CITY OF HERINGTON, DICKINSON COUNTY, KANSAS, IS UNSAFE OR DANGEROUS AND DIRECTING THAT THE STRUCTURE BE DEMOLISHED AND THE PREMISES MADE SAFE AND SECURE.

Commissioner Gares made a motion to approve Resolution 974 and authorize the mayor's signature, seconded by Commissioner McDonald. Motion carried 5-0.

Executive Session – Mayor Bell made a motion that the Herington City Commission recess into Executive Session, pursuant to the consultation with an attorney on matters that would be deemed privileged in the attorney-client relationship exception K.S.A. 75-4319(b)(2) in order to discuss potential litigation to include the following: Governing Body, Interim City Manager and City Attorney with the open meeting to resume at 7:30pm, seconded by Commissioner Castleberry. Motion carried 5-0. The regular meeting resumed with no action taken.

10a. Executive Session – Mayor Bell made a motion that the Herington City Commission recess into Executive Session, pursuant to the consultation with an attorney on matters that would be deemed privileged in the attorney-client relationship exception K.S.A. 75-4319(b)(2) in order to discuss potential litigation to include the following: Governing Body, Interim City Manager, and City Attorney, with the open meeting to resume at 7:55pm, seconded by Commissioner Gares. Motion carried 5-0. The regular meeting resumed with no action taken.

City Manager Comments – Someone is interested in the airport restaurant; they have viewed it twice. Rescue truck – we are having some insurance issues, but it is working through the chain right now. Next week Vinny will head to NY to get the truck the commission approved. Water line update for Caseys - we have received proposals from Todd Anderson. Sewer project is \$129,375 and adding contingencies makes it \$142,312.50 and to update water line is \$177,230 and adding contingencies makes it \$194,953. Will have Todd come and present at a meeting. Raw water is still being lost by 5th street near the railroad tracks to the old settling basin, estimate to repair is \$32,840 to \$82,721 to replace the raw water line depending on how much we decide to fix. We are waiting on a survey report before we can work out the easement. West side fire station roof has been completed today. Public safety building roof will start in the next couple weeks. KDOT is addressing the city limit signs. Awarded two UPTICC grants today, and one was denied.

Commissioner Comments -

Commissioner McDonald - Thanked Janet and Rhonda for their work on the SPRINT Grant. Informed the Community that the Museum soup dinner is Sunday from 11 to 1:30, and Saturday at 5pm the FFA is having their Chili Meal at the Sale barn.

Commissioner Castleberry- Asked for the Commissioners opinions on adding a grant writing expense line to the 2024 budget.

Commissioner Urbanek – At the DKEDC meeting they were told that the county is going to do two sheriff's sales this year, to catch up due to COVID and that over half of the sales are in the city of Herington. Asked for an update on the EV charging station, was told the street department put the gravel down this week, conduit has been laid, and Andrew will check on time frame for concrete. Reminded Staff to send CDBG grant info out to Commissioners.

Commissioner Gares – Reminded everyone about the meeting tomorrow to discuss the City Manager applicants, and noticed the downed tree has been removed.

Mayor Bell - Reminded staff to get contracts ready for the land leases at the airbase.

Adjourn – Commissioner Gares made a motion to adjourn, seconded by Commissioner Castleberry.
Motion carried 5-0.

Megan Lawrenz, City Clerk

**Special Meeting
February 28, 2023
4:00 P.M.**

The Herington City Commission met on the above date and time in the city commission chambers at city hall. In attendance were: Commissioner McDonald, Commissioner Urbanek (via phone), Commissioner Gares (via phone), Mayor Bell, Planning Commission Chair Marcus Hawkes, Deputy City Clerk Chanda Wilson, DJ Neuberger, Rhonda Rice, Janet Wade, and Cynthia Naylor.

The meeting opened with the pledge of allegiance.

Mayor Bell called the meeting to order.

Commissioner McDonald made a motion to approve the agenda, seconded by Mayor Bell. Motion passed 4-0.

Discussion on Sprint Grant, Marcus Hawkes summarized his conversation with Brianne (Bri) Beck, the Director of Community Development @ NCRPC on Friday. (Chair Hawkes notes attached.)

Discussion included considering whether to apply for the lake plan and/or the trailhead project. Consideration included, timing, whether each project had the pieces to put a grant application together, and if the application should include the lake, the trail or both.

Commissioner McDonald made a motion to apply for the SPRINT grant, to include infrastructure to the Trail, infrastructure and utilities at the lake and work on the Master Plan for the trail in conjunction with Kansas Department of Wildlife and Parks. Motion was seconded by Mayor Bell and carried 4-0.

Mayor Bell made a motion to contract with North Central Regional Planning Committee for \$750.00 with the mayor's signature to the contract, seconded by Commissioner McDonald. Motion carried 4-0.

Mayor Bell made a motion to adjourn, seconded by Commissioner McDonald. Motion carried 4-0.

Chanda Wilson
Deputy City Clerk/Treasurer

