

CITY OF LANSING

CITY COUNCIL MEETING

REGULAR MEETING MINUTES
August 16, 2018

Call To Order:

The regular meeting of the Lansing City Council was called to order by Mayor Mike Smith at 7:00 p.m.

Roll Call:

Mayor Mike Smith called the roll and indicated which Councilmembers were in attendance.

Councilmembers Present:

Ward 1: Dave Trinkle

Ward 2: Andi Pawlowski and Don Studnicka

Ward 3: Jesse Garvey and Kerry Brungardt

Ward 4: Tony McNeill and Gregg Buehler

Councilmembers Absent: Gene Kirby

OLD BUSINESS:

Approval of Minutes: Councilmember Buehler moved to approve the regular meeting minutes of August 2, 2018, as presented. Councilmember Garvey seconded the motion. The motion was unanimously approved.

Audience Participation: Mayor Smith called for audience participation and a community member came forward.

Bill and Deborah Schneider at 711 Cottonwood Drive spoke about their sprinkler heads being dug up during the CIP project. They are displeased the contracting company did not contact them in advance to work being done. Because they were not provided any notice, their sprinkler heads were dug up. They also advised that the topsoil has not been reapplied, grass seed has not been placed and all work has not been completed by the completion day of July 31, as stated in the contract. Mr. and Mrs. Schneider wanted to bring this matter before the council so that they are aware of the issues that arose during this year's CIP project.

- Public Works Director Jeff Rupp stated he notified the Council of the lack of notice and some other issues that he encountered with the contractor and sub-contractor on this project a few meetings ago. He also stated that he directed the company to not seed or do the final grading by the July 31st deadline due to the weather. He stated most seeding specs don't start until September 15th so they did direct Little Joe's to hold off due to the heat and lack of rain.
 - Councilmember McNeill asked if we had let the homeowners know of the delay.
 - Public Works Director Jeff Rupp stated they did not.
 - Councilmember McNeill stated homeowners should be contacted for an estimated date in which their property will be fixed and put back to its original state.
- Councilmember Buehler suggests future contracts could be amended that if the company does not give proper notice so that homeowners can remove their sprinkler heads/lines if they choose to prior to work being done then the contracting company is responsible for any damage done.
 - City Administrator Tim Vandal stated that the City can add that to the future contracts, but the City should be aware that it would more than likely add to the cost.

Presentation

COUNCIL CONSIDERATION OF AGENDA ITEMS:

Ordinance No. 1003 – Fee Schedule Approval: Councilmember Brungardt moved to approve Ordinance No. 1003, adopting the City of Lansing Fee Schedule. Councilmember Buehler seconded the motion. The motion was unanimously approved.

Ordinance No. 1004 – Fine, Bond, Court Fees & Costs Established by Municipal Court

Judge: Councilmember Buehler moved to approve Ordinance No. 1004, adopting the City of Lansing Municipal Court Fines and Fees Schedule. Councilmember Studnicka seconded the motion. The motion was unanimously approved.

Ordinance No. 1005 – Standard Traffic Ordinance Adoption: Councilmember Brungardt moved to approve Ordinance No. 1005, adopting the 2018 Standard Traffic Ordinance for Kansas Cities, 46th Edition. Councilmember Buehler seconded the motion. The motion was unanimously approved.

Ordinance No. 1006 – Uniform Public Offense Code Adoption: Councilmember Garvey moved to approve Ordinance No. 1006, adopting the 2018 Uniform Public Offense Code for Kansas Cities, 34th Edition. Councilmember Buehler seconded the motion. The motion was unanimously approved.

Request for More than 4 Animals – 101 Ethel Lane:

- Councilmember Garvey asked can we discuss first.
 - Mayor Smith responded yes, yes, you can go right ahead into it.
- Councilmember Garvey asked how did this come about. I mean, was there a complaint?
 - Animal Control Officer Wendy Burr responded no, when I started last year I did notice they did have chickens in the backyard but I had a lot of other; I had to get everybody back up to speed on registrations. So this year, as I'm going around I am making people aware they need a permit.
 - Councilmember Garvey replied thank you for doing that.
 - Councilmember Garvey asked just chickens and roosters.
 - Animal Control Officer Wendy Burr replied yeah.
- Councilmember Studnicka asked what animals are required for a permit and license?
 - Animal Control Officer Wendy Burr responded permissible animals are, for a permit it's more than four a combination of dogs, cats, chickens, rabbits are included in that. I believe larger snakes, some are not allowed but there are some that are. The ones I'm mainly concerned are the ones I can see that do go outside which are the cats and dogs.
 - Councilmember Buehler replied large snakes.
 - Animal Control Officer Wendy Burr stated rabbits but we don't have any other than Debbie who has the 60, she has that permit.
- Councilmember Buehler asked if somebody has three chickens, do they need a permit?
 - Animal Control Officer Wendy Burr responded nope.
 - Councilmember Buehler stated ok so, there's no licensing.
 - Councilmember Pawlowski stated if that's all they have is chickens.
 - Animal Control Officer Wendy Burr replied if there's a combination.
 - Councilmember Buehler stated right, ok, no licensing. I mean, cats and dogs.
 - Animal Control Officer Wendy Burr stated no licensing, only cats and dogs.
 - Councilmember Pawlowski asked you're going to put a license tag on a chicken.
 - Councilmember Buehler stated I was just asking. Can do it like an elevator, licenses are in the general managers offices.
 - Councilmember McNeill asked nothing from the neighbors, no response from the neighbors.
 - Animal Control Officer Wendy Burr state no and they only have 2 hens and a rooster.
 - Mayor Smith asked anymore discussion. Need a motion to approve or deny.

Councilmember Buehler moved to approve the Special Use Permit for 101 N. Ethel Lane. Councilmember McNeill seconded the motion. The motion was unanimously approved.

School Resource Officer Agreement: Councilmember Studnicka moved to approve the School Resource Officer Agreement as presented. Councilmember Brungardt seconded the motion.

- Councilmember Pawlowski asked so we are going to keep track here how much time he spends at the school and then bill them.
 - City Administrator Tim Vandall responded quarterly or something like that.

- Councilmember Pawlowski asked and then is there a period of time this is good for or is it until we both decide we don't need it anymore.
 - City Administrator Tim Vandall responded I mean there's no definitive end date. I know one of the things that we had asked the school district to increase was the termination date from 30 days to 90 days just in case they want to move in a different direction for whatever reason. Ninety days gives us a little more flexibility to plug the person in somewhere else if we need to.
- Councilmember Pawlowski asked and Greg does this, so they're working for the city but they're working for the school district. What about liability?
 - Councilmember Studnicka stated they're working as a police officer, period.
 - Councilmember Pawlowski responded excuse me, I asked him.
 - Mayor Smith stated let's go with the question. Go ahead, Andi.
 - City Attorney Gregory Robinson replied it's a city employee that they are splitting duties and they are going to reimburse for that use of the person. But no, they're on ours, the full thing. It's basically, by agreement, Steve is allowing one of his officers to be assigned to various buildings within the school district for that particular service. It'd be like Steve assigning somebody, you're running traffic all day, well ok, you're running school. But we'll have that one particular person.
- Councilmember Garvey responded they're renting him basically, they're reimbursing us. They're renting them basically.
 - Councilmember Buehler stated the liability still falls on us.
 - City Attorney Gregory Robinson stated right. I guess the question was liability. That's addressed in there in reference to the mutual requirements.
 - City Administrator Tim Vandall stated as long as they're not doing something negligent. If he sprained his ankle, it would be on us is the way I would take it unless there is negligence going on.
- Mayor Smith asked any other questions or concerns.
 - Councilmember Brungardt stated I just want to say that if a School Resource Officer, if used correctly they could be a great advantage and I don't, unless for financial reasons, I really can't see the school district not wanting it. I hope I am not speaking out of turn on their part. If anything, I think we would be increasing.
 - Mayor Smith responded I agree.
 - Councilmember Brungardt stated that's my two cents.
- Mayor Smith asked any other comments. Ok, we've got a motion.

The motion was unanimously approved.

REPORTS:

Department Heads: Parks and Recreation Director Jason Crum addressed the Highland Park bids. Last year, a range of \$75,000-80,000 for the project was discussed and unfortunately, the lowest bid came in at \$125,000. He recommended rejecting the bids and contacting the architect to change it. He recommended doing the project in two pieces. Parks and Recreation Director Jason Crum suggested getting a bid for the site work and get it done first and then contract with a playground company for the equipment. There is a cost savings from the general contractor of 10-20% and we should be able to work with a playground company through the Joint Purchasing Policy with about a 10% savings. Consensus was given to wait for new bids.

City Attorney: City Attorney had nothing to report

City Engineer: City Engineer had nothing to report

City Administrator: City Administrator Tim Vandall spoke about the LCPA Industrial Spec Building Program kicking off again after being dormant for 15 years. Dan Gutshall is looking for volunteers to discuss the program. Mayor Smith, Councilmember Pawlowski and Councilmember Trinkle agreed to meet with Mr. Gutshall in the near future.

Governing Body: Councilmember Brungardt stated it was a great start to school with 652 students. The most students the middle school has ever started with.

Councilmember Trinkle asked about the CCA coming in and wondered if the city was going to do an inspection. He also asked if, as a city, we have the right to inspect state property. He then asked if the fire station needed to be inspected.

- City Administrator Tim Vandall stated we are unable to inspect the construction of the new prison as it is on State property, but we are able to inspect the landfill on the prison property, based on the conditional use permit that the Council approved. Tim also stated that the fire station is no longer on State property, and as such, is subject to the rules and regulations the City has for building, utilities, etc.

Councilmember Buehler provided a fun fact, on this day in 1977, Elvis Presley overdosed and died in Memphis.

ADJOURNMENT:

Councilmember McNeill moved to adjourn. Councilmember Pawlowski seconded the motion. The motion was unanimously approved. The meeting was adjourned at 7:52 p.m.

ATTEST:

Michael W. Smith, Mayor

Sarah Bodensteiner, City Clerk