

**CITY COUNCIL MEETING MINUTES
CITY OF LAKE QUIVIRA KANSAS
September 12, 2022
6:30 p.m.**

Present

Mayor Brady Lilja
Council President Dave McCullagh
Councilmember Gayle Best
Councilmember Angela Gupta
Councilmember Annie Noland
Councilmember Greg Prieb, II
City Attorney Michelle Daise
City Administrator / City Treasurer Erin Leckey
City Clerk / Court Administrator Kathy Bounds
Chief of Police Fred Grenier

Visitor's:

Bill Cole
Matt Hanson; Witt O'Brien's
OJ Simpson

Call to Order

Mayor Lilja called the meeting to order at 6:30 p.m.

Pledge of Allegiance

Mayor Lilja led the Pledge of Allegiance. All were welcomed to participate.

Public Comments:

None.

Visitors:

Resident OJ Simpson shared his appreciation of Chief Grenier and his dedication to the community. He expressed what an asset Chief Grenier is to the police department and to the community.

Public Hearing regarding the City of Lake Quivira's intent to exceed the Revenue Neutral Rate.

Mayor Lilja opened the public hearing at 6:33 p.m. Mayor Lilja inquired if there were any questions or comments from the audience. Hearing none, he closed the public hearing at 6:33 p.m.

Mayor Lilja entertained a motion to adopt a Resolution to exceed the Revenue Neutral Rate.

Motion: Council President McCullagh made a motion to adopt the following Resolution: A Resolution of the City of Lake Quivira Kansas to Levy a Property Tax Rate Exceeding the Revenue Neutral Rate. **Second:** Councilmember Best seconded. **Mayor Lilja cast a roll call vote:**

Council President Dave McCullagh: Aye
Councilmember Annie Noland: Aye
Councilmember Greg Prieb, II: Aye
Councilmember Angela Gupta: Aye
Councilmember Gayle Best: Aye

Vote: 5-0. Motion carried.

Public Hearing to adopt the City of Lake Quivira 2023 budget.

Mayor Lilja opened the public hearing at 6:35 p.m. Mayor Lilja inquired if there were any questions or comments from the audience. Hearing none, he closed the public hearing at 6:35 p.m.

Mayor Lilja entertained a motion to adopt the City of Lake Quivira 2023 budget.

Motion: Council President McCullagh made a motion to adopt the City of Lake Quivira 2023 budget. **Second:** Councilmember Prieb seconded. **Vote: 5-0. Motion carried.**

Old Business:

i. Presentation/overview of Witt O'Brien's grant application services.

Matt Hanson, Associate Managing Director, of Witt O'Brien's was at the meeting to provide information to the Council about Witt O'Brien's and their grant services. City Administrator Leckey was referred to his firm by another municipality and invited him to the meeting. They are a national consulting firm, engaged with over 150 jurisdictions across the country. They have been involved with Covid ARPA advisory work, FEMA disaster recovery work, general grants management, and they provide grant work for the state of Kansas as well as surrounding counties. Mr. Hanson has been a certified grants managing specialist for 27 years at the federal, state, and local levels. Mr. Hanson indicated there is a historic amount of money in federal programs right now for things like capital improvement projects, inflation reduction, and resiliency type projects. Mr. Hanson indicated he is seeing the treasury award more grants than he has seen in recent history and now is a great time to apply. Discussion ensued about several projects within the city that could benefit from grant assistance.

Mr. Hanson provided a standard company proposal. He indicated the city would be billed only for time and material. There is no monthly retainer or other reoccurring fees involved. His company uses a grant search agent and grant pursuant matrix to get the best sense of probability for success for a particular grant. The decision is then in the hands of the city as to whether they want him to pursue that grant and then they can set a not to exceed amount

from there. City Attorney Daise will review the proposed contract in more detail. No action was taken this evening. This may be discussed again at the October Council Meeting. Mayor Lilja thanked Mr. Hanson for coming and for providing the information.

Approval of Minutes from: September 12, 2022, Regular Council Meeting. **Motion:** Council President McCullagh made a motion to approve the minutes as amended from the Regular Council Meeting held on September 12, 2022, with the following amendment: 1.) Mayor's report: communicated with WaterOne, not met with WO. 2.) Councilmember Gupta: next step is, not next immediate step is. **Second:** Councilmember Noland seconded. **Vote: 5-0. Motion carried.**

Treasurer's Report:

The August monthly treasurer's report was submitted by City Treasurer Leckey for review and consideration. **Motion:** Council President McCullagh made a motion to approve the August 2022 treasurer's report. **Second:** Councilmember Best seconded. **Vote: 5-0. Motion carried.**

SMAC Report – Bill Cole

Mr. Cole provided an update from the quarterly SMAC meeting he recently attended. He shared information about available stormwater improvement funding and encouraged the city to apply for the funding. Mr. Cole reported if the county approves the project application, based on criteria met, they will either fund the project at 100% or split the costs 75% (city) / 25% (county). Mr. Cole further noted, if our city and the city of Shawnee partnered on a stormwater improvement project and was awarded funding assistance, we could share the 75% cost as the project would benefit both cities. Mr. Cole encouraged an application submittal within the next eighteen months.

Mr. Cole reported a resident brought to his attention that the dam behind Mr. Winter's house is beginning to deteriorate quite markedly. The dam and roadway are city owned and the deterioration occurring can become a stormwater issue. Mr. Cole wanted to make the city aware of it and noted the resident may be coming in to talk to the city about this as well.

SIP Report – Bill Cole

No Report.

Committee Reports:

Dam & Spillway Committee: Councilmember Noland reported a committee meeting is scheduled for Friday, September 16th. She spoke with Brent (Olsson), and he still has received nothing from the State. The committee will keep moving forward and work with Olsson on design proposals for when the report from the State is ready. The survey work is complete and paid for. More will be known after the meeting on Friday as they explore financing options.

Land Development Committee: The committee plans to obtain bids to clear the property and to reach out to Olsson for information related to a watershed study for the 40-acre tract.

New Business:

- ii. **Consider approval of an ordinance adopting by reference the 2022 Uniform Public Offense Code (UPOC) subject to certain amendments, omissions, and additions, providing certain penalties, and repealing those sections of Title VI of the Code of the City of Lake Quivira amended thereby.**

Motion: Councilmember Gupta made a motion to approve an ordinance adopting by reference the 2022 Uniform Public Offense Code (UPOC) as proposed. **Second:** Councilmember Prieb seconded. **Vote: 5-0. Motion carried.**

- iii. **Consider approval of an ordinance adopting by reference the 2022 Standard Traffic Ordinance (STO) subject to certain amendments, omissions, and additions, providing certain penalties, and repealing those sections of Title VII of the City of Lake Quivira amended thereby.**

Motion: Councilmember Gupta made a motion to approve an ordinance adopting by reference the 2022 Standard Traffic Ordinance (STO) as proposed. **Second:** Councilmember Prieb seconded. **Vote: 5-0. Motion carried.**

- iv. **Consider approval of contract renewal with OPTI, lake level monitoring system company.**

Due to a significant rate increase, City Administrator Leckey wanted to bring the contract renewal before the Council for discussion. The Opti contract runs from October to September. Our rate is increasing from \$7,400.00 to \$8,250.00. We budgeted for \$7,500.00. City Administrator Leckey noted after she reached out to our Opti rep about this, he indicated he might be able to enter a multi-year contract, locked in with last year's rate, if we wanted to explore that option. City Administrator Leckey noted there are other lake monitoring systems on the market we could also explore that might be less expensive and do the same type of monitoring service. The question is whether we own the lake monitoring equipment we currently have in place. City Administrator Leckey will inquire about that. The Council would like to see what the proposed multi-year contract offer is before deciding. No action was taken this evening.

- v. **Consider approval of an agreement with the Kansas State Employees Health Care Commission for health care benefits.**

City Administrator Leckey reported this agreement is in relation to our two full time employees and their health insurance benefit. The Kansas State Health Care Agreement comes up for review every three years and we are at that review period. City Attorney Daise reviewed the contract and saw no significant changes from the prior contract period, only some legal language she would like to get clarification on. If the Council is comfortable moving forward with approving the contract tonight, she asked that it be subject to legal review, noting there won't be negotiations made, only clarification requested. City Administrator Leckey has a deadline of September 23rd to return the signed agreement.

Motion: Council President McCullagh made a motion to approve an agreement with the Kansas State Employees Health Care Commission, and authorize the mayor to sign, as approved by the city attorney. **Second:** Councilmember Best seconded. **Vote: 5-0. Motion Carried.**

Police Chief's Report:

Chief Grenier provided his monthly report. Discussion ensued about activity that took place at the campground and security measures Q Inc. put in place following the incident.

City Attorney's Report:

None.

Council Reports:

Councilmember Best: Councilmember Best reported a bid meeting will be held on September 26th regarding the City Hall Front Terrace Project. She noted one of the contractors has dropped out, leaving two contractors to bid.

Councilmember Best received a contract from Custom Tree Care regarding trimming and clearing along our three main roads. After reviewing the contract, she noted they are probably more suited for larger projects and suggested they might be a resource for clearing the 40-acre tract.

The dates for the annual City Union Mission donations and Waste Management curbside large item day have been confirmed for Friday October 14th and Saturday October 15th. Shred-it will also be held on Saturday October 15th. Detailed information will be circulated throughout the community.

Council President McCullagh: Council President McCullagh reported, after months of waiting, the new Veeder Root fuel reporting system has arrived and scheduled to be installed this week. The newer system will give Kathy access to information and reports directly from her computer, whereas the old system was installed in a backroom at City Hall. Along with the new Veeder Root system, a new overfill alarm system is being installed at the fuel pumps.

Councilmember Noland: Councilmember Noland reported the quarterly newsletter is coming along great and thanked all those who have participated by submitting articles and to Kathy Simpson for her work compiling information and editing the newsletter.

Councilmember Prieb: Councilmember Prieb reported the city boundary survey project has been completed. The survey will help accurately identify city-owned property such as the dams, roads and areas along Holliday Drive.

Chief Grenier requested a copy of the survey to review for jurisdictional boundaries. Councilmember Prieb indicated he would email a copy to Chief Grenier.

With funds left in the 2022 budget for road repairs, Councilmember Prieb reported he will be obtaining bids for asphalt repairs, to be completed by year end. He listed areas that he is addressing and asked Councilmembers to let him know if there are any areas he may have missed. He also mentioned replacing damaged guardrails if there are enough funds left to do so.

Councilmember Gupta: Councilmember Gupta provided an update on Lizzie Weems, the city's summer intern. She reported as of this meeting, she is back at school. The recycling flyers were delivered to black boxes and the recycling video is temporarily on hold until JCCC October classes resume. Lizzie put together seed packets for the seed library; however, those need to be placed. Location TBD. Councilmember Gupta or Council President McCullagh will follow-up with Lizzie for an update on the solar panel project.

Mayor's Report:

Mayor Lilja reported he continues to struggle with residential trash and recycling as well as the community yard waste and recycling dumpsters, noting it seems to be a constant battle every Wednesday. He reported Fred replaced the deteriorating wooden stairs at the dumpster area with metal stairs, and we may need to add new signage.

Executive Session:

Following the August Council Meeting it was determined Mayor Lilja and Fred would meet to discuss personnel matters. Mayor Lilja noted he (Mayor Lilja) and the Council have also communicated individually, and at different times, about the same topic. With that, Mayor Lilja inquired if the Council would like to entertain a motion for an Executive Session tonight.

Motion: Councilmember Prieb made a motion that the Lake Quivira City Council recess into executive session for 20 minutes to consider personnel matters of non-elected personnel to protect the privacy rights of the employee (K.S.A. 75-4319(b)(1)). Present will be the City Council, Mayor, City Administrator, City Attorney, and if so requested, Chief of Police. The City Council will return from executive session no sooner than 8:38 p.m. **Second:** Council President McCullagh seconded. **Vote: 5-0. Motion carried.**

Mayor Lilja called the meeting back to open session at 8:39 p.m.

Motion: Councilmember Prieb made a motion that the Lake Quivira City Council recess back into executive session for 20 minutes to consider personnel matters of non-elected personnel to protect the privacy rights of the employee (K.S.A. 75-4319(b)(1)). Present will be the City Council, Mayor, City Administrator, City Attorney, and if so requested, Chief of Police. The City Council will return from executive session no sooner than 9:00 p.m. **Second:** Councilmember Gupta seconded. **Vote: 5-0. Motion carried.**

Mayor Lilja called the meeting back to open session at 9:00 p.m.

Mayor Lilja reported he will meet with Fred this week and the Council may call a special meeting. No action was taken tonight following the executive session(s).

Adjournment:

Motion: Councilmember Noland made a motion to adjourn at 9:02 p.m. **Second:** Council President McCullagh seconded. **Vote: 5-0. Motion carried.**

The meeting adjourned at 9:02 p.m.

Respectfully submitted by:

Kathy Bounds

City Clerk



AREAS OF RESPONSIBILITY

Brady Lilja - Quivira Inc., Q2 Board, Lake Quivira Foundation and Police.

Gayle Best - Tree City, Railroad, Aesthetics, Landfill, City Hall and Holliday Drive.

Vacancy - Dam/Spillway, Litigation, 4th of July/Fireworks, and Holliday Drive.

Dave McCullagh - Budget/Finance, Ordinances, Gas Station, Landfill Odor, Deer Harvest and Research.

Annie Noland - Employee Performance Reviews and Issues, Insurance, Web Presence and vacant fire station space.

Greg Prieb - Roads, Lake Preservation, Zoning and Development, Building Requirements and City Hall.