

CITY COUNCIL MEETING MINUTES
CITY OF LAKE QUIVIRA KANSAS
January 6, 2020
6:30 p.m.

Governing Body

Mayor Brady Lilja and the following Councilmembers were present:

Gayle Best

John Christy

Dave McCullagh

Annie Noland

Greg Prieb, II

City Staff

The following staff members were present:

Erin Leckey, City Administrator/ Treasurer

Kathy Bounds, City Clerk / Court Administrator

Fred Grenier, Chief of Police / Building Official

Michelle Daise, City Attorney (for Ellis Rainey)

Call to Order

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

Pledge of Allegiance

Councilmember Christy led the Pledge of Allegiance.

Recognition of Visitors

John & Julia Cotter – 246 Arapahoe East

Therese Feess – 255 Hillcrest West

Ed Markley – 9919 Fountain Circle, Lenexa, Kansas

John Nelson – 480 Lakeshore Drive West

Betsy Vossman – 550 Hillcrest East

John Cotter expressed what a good job the City Council have been doing, and how especially proud he was of Brady being elected as Mayor.

Julia Cotter expressed the same sentiments as Mr. Cotter. She also expressed how thankful she was for the shredding event the City hosted in the fall and hopes it will become an annual event.

Betsy Vossman stated how proud she was of Brady too, and shared a story about his grandmother when she was the Treasurer for the city. Mrs. Vossman expressed concerns with the recycling dumpsters and how unsightly that area has become, and offered a suggestion for

alternative means of recycling for the community. The Governing Body agreed the dumpster area has become a problem and noted they would explore remedial options before deciding if the dumpsters need to be removed all together. Ms. Vossman also discussed possibly enlisting a committee to help address issues like this, noting this could be a great way for the city and community to work together. Mayor Lilja asked Ms. Daise if there were any legalities that would prohibit the city from forming a committee, and she advised a committee would need to focus on causes for the betterment of community, and that committee's cannot have more than two councilmembers on them (if they have any), nor can they act alone. They would need to bring their ideas and suggestions before the Governing Body who would ultimately make decisions; however, she also noted committees can be a great addition and very helpful to the governing body.

John Nelson reported on the topic of dumping Christmas trees in the lake. He relayed this topic has been brought up many times over the years, and reiterated it is against City Ordinance and Q-Inc. policy to do so. He also noted Q-Inc.'s policy is actually more restrictive than the City Ordinance is concerning this. He reported he met with the Kansas Department of Wildlife a couple of years ago and they also advise against dumping Christmas trees in the lake. The common misconception is the trees are helpful to the lake habitat and he noted this is not true. It was noted Q-Inc. spent approximately \$3000 on a habitat structure a few years back (for the Fishing Club) which has never been put in the lake with no real understanding as to why. Mayor Lilja indicated he will reach out to see what he can do to encourage getting the habitat structure placed in the lake.

Ed Markley reported he was here on behalf of Q-Inc. to request the granting of a 25-30 foot easement for power lines to the new Indoor Golf Practice Facility. He noted part of the power lines will run through City property and then onto Q-Inc. property over to the indoor practice facility. He provided a drawing which illustrated what running the lines will look like. He reported this will be a buried line that will run from the power pole where Quivira Lane and Holliday Drive intersect, go under the road and then under the fence to the #7 green, and then straight south to the new facility. Mayor Lilja advised after speaking with the City Attorney, for the City to approve the easement, Q-Inc. will need to provide a non-exclusive utility easement document including a legal description, with additional verbiage to include BPU is obligated to relocate the line if it conflicts with future city use of the property or other public improvement of the city.

Mayor Lilja inquired if a Motion was needed at this time and Ms. Daise reported it was not as long as it was brought back for approval at another time. Once the surveyor's provide their drawings of the project, legal documents have been drawn up, and estimated costs are provided by Q-Inc., if need be, a special (Council) meeting will be held to approve and move forward with the project.

Approval of Minutes from the December 2, 2019 Council Meeting

Mayor Lilja entertained a motion to approve the minutes from the December 2, 2019 meeting.

Motion: Councilmember Prieb made a motion to approve the minutes from the December 2, 2019 Council meeting.

Second: Councilmember McCullagh seconded the motion.

Vote: 5-0 - Motion carried.

Treasurer's Report:

The Treasurer's Report was submitted by City Treasurer Leckey.

Mayor Lilja entertained a motion to approve the Treasurer's report.

Motion: Councilmember Best made a motion to approve the Treasurer's Report as submitted.

Second: Councilmember Christy seconded the motion.

Vote: 5-0 - Motion carried.

**A complete copy of the Treasurer's Report can be obtained at City Hall.*

SMAC Report:

Bill Cole was unable to attend the meeting.

John Nelson reported on the Duck Cove project indicating the project fell behind approximately two weeks due to utility issues and other unforeseen circumstances; however, he anticipated the project would be wrapping up by the end of the month and then curbing and sodding will begin as weather permits.

Mr. Nelson reported the operating system and solar panel portion of the Opti project (silt pond by the equestrian center), is slated to be delivered to City Hall on Thursday; followed by the main tubing component within the next couple of weeks. He reported Mr. Cole is now working on arrangements for the install, estimating a cost of around \$10,000. He is also working on hiring a contractor for the install. He noted VF Anderson is being considered since they already have their equipment out here for the Duck Cove project. It was also noted, due to the size and cost of the project, there is not a plan to put it out for bid right now.

Mr. Nelson reported he and Bill Cole met with CDM Engineering, and noted they expect to see more storm projects in the coming year. He also reported the lake level monitoring system has been installed and anticipates it will be operational by the time the lake is ready to be raised again.

Police Chief's Report:

Chief Grenier reviewed his monthly report, noting he had nothing new to report.

Fire Chief's Report:

None.

City Clerk's Report:

None.

City Attorney's Report

None.

Mayor's Report:

Mayor Lilja reported they had a good turnout for the Polar Plunge. He stated he wanted to extend a big thank you to Assistant Chief Trevino for being present during the event, noting how important he believes it is for the police department to be present during community events, as a show of support, and he how much he really appreciated it.

Mayor Lilja inquired if we had information on when the new front door for City Hall would be installed. Chief Grenier reported it has been ordered but he has not been given a firm install date yet; however, he will report back as soon as he has that information.

Mayor Lilja inquired when the Christmas Lights around City Hall would be coming down. Councilmember Best reported the Canopy Company will take everything down at the same time (City Hall, Clubhouse etc.) and she thought this was their last week to be up. She also reported the Canopy Company will store the lights for us.

Mayor Lilja reported since we started marketing the launch of the new mobile app feature, we have had 90 Apple subscribers and 20 Android subscribers. He hopes as word continues to get out about the app, those numbers will grow.

He asked City Clerk Bounds to forward a copy of the annual calendar to the Council noting this calendar helps keep us apprised of upcoming events and the planning of those events, such as Fred Braun day and the 4th of July for example. Councilmember Best inquired whether we would host the shredding event during Fred Braun day. Discussion ensued and it was decided to keep it to one time a year for now (the fall), unless the volume picks up, and then we can reconsider adding it to the spring date as well.

Mayor Lilja discussed the packet of information prepared by Chad Johnson of Olsson Engineering regarding the Holliday Drive Storm Drainage Study, noting this is something former Councilmember Bruce Rimbo started on before his term was up. He noted the study addresses the issue of water that comes down from the Golf Maintenance and that hillside area and sits stagnant on Holliday Drive, most noticeable in the summertime. Mayor Lilja reported Mr. Johnson plans to attend our February meeting to answer any questions regarding the study. He also noted Mr. Johnson supplied a couple of bids in the packet outlining different repair options for consideration.

Council Reports:

Councilmember Best:

Councilmember Best reported on the shrubbery at the entrance of the City Hall parking lot that was causing a line of sight issue for those leaving the lot and turning left, noting only a few of

the bushes had to be removed to improve that blind spot instead of all of them as she first thought, and she was happy about that.

Councilmember Best provided cost estimates relating to the City Hall bathroom remodel, which included items such as the toilets, sinks, counter tops, fixtures, and other plumbing supplies for both bathrooms. Discussion ensued about making the bathroom's single unit bathrooms. Building Official Grenier advised we will need to purchase new doors to accommodate locks if we decide to go that route. Councilmember Best advised she met with a plumber and they went over what would need to be done prior to the remodel. It was noted laminate flooring has already been purchased (by the City) for the bathrooms and Fred has offered to install it. Councilmember Best reported through her husband's business contacts, he was able to get the items mentioned in the cost estimate below wholesale; however, they would need to be purchased right away to ensure we could get everything. She noted they would store the items until the remodel got underway.

Motion: Councilmember Christy made a motion to approve purchasing fixtures and other bathroom related items for the City Hall bathroom remodel project not to exceed \$2000.00.

Second: Councilmember Noland seconded.

*Councilmember Best's recused herself from voting so there would not be a conflict of interest with her husband purchasing the remodel supplies at wholesale cost through his business contacts.

Vote: 4-0. Motion carried.

Councilmember Christy:

Councilmember Christy reported he and Erin are working on the fireworks contract and expect to have it completed and submitted to the vendor by the end of the month.

Councilmember Christy discussed the rationale, advantage and disadvantages of a City Donation Policy. When this topic arose several months back, he drafted a Policy based on several other Johnson County City's existing policies. He noted this is something he has been researching and working on following a donation request from United Community Services this past summer, which prompted the city to evaluate putting a policy in place that addresses how it will handle donation requests. He asked the Council to review the policy for future discussion.

Councilmember Christy brought for discussion the topic of a non-discriminatory ordinance (NDO), noting he has been advised other Johnson County cities are adopting them as they relate to, and are designed to protect, the non-federally protected classes (primarily the LGBT community). He advised he met with Korey Childs and Courtney Perry who have advocated for NDO policies in other cities including Shawnee and Olathe. They provided him with additional information relating to the ordinance. He noted he will provide a draft copy of an NDO for the Council to review and consider for future discussion.

Councilmember McCullagh:

Councilmember McCullagh reported on information he obtained about enlisting a quiet zone within City limits as it pertains to the train whistle as trains come through town. He noted he began researching this after receiving complaints about the whistle being bothersome to a few LQ residents. He advised there are federal regulations that have to be followed regarding the sequence of whistles, and that sequence is dependent upon the number of crossings there are within a particular zone. He noted a temporary quiet zone is an option, which would be in effect from 10 p.m. to 7 a.m.; however, there are costs involved in obtaining a quiet zone. He also raised a question as to jurisdictional boundaries with the crossings that run between Lake Quivira and Kansas City, Kansas, and whether or not the Unified Government might incur some of the costs for a quiet zone. He reported he will continue his research and bring it back for discussion so the Council can decide whether or not this is a pursuable item.

Councilmember McCullagh reported he reviewed the lease for the gas station, noting it currently only allows for a 3% annual increase which is a pretty nominal. A suggestion was made to possibly put it out for bid and/or have the City consider taking it over. He also noted, for future discussion, the possibility of adding ethanol free gasoline as an option at the pumps.

Councilmember Noland:

Councilmember Noland stated one of her areas of responsibility relates to employee evaluations, and she reported she met with Kathy in an effort to understand what her responsibilities are in her position as City Clerk and Court Administrator. She also advised she plans to meet with Fred and Erin for the same purpose, noting this is in an attempt to help her build the framework for the evaluations to be used going forward. From this, she also hopes to find ways to build collaboration between the City and Q-Inc.; especially in Kathy's role, as she is seen as the "face" of the City.

Councilmember Prieb:

Councilmember Prieb reported on the area of Holliday Drive where the roadway dips, just east of Renner Road. He noted he spoke to Chad Johnson of Olsson Engineering about repair work, and after he did a walk around of the area, his preliminary findings put repair costs at approximately \$130,000. Mayor Lilja indicated he thought repair costs came in lower than that in previous conversations with Mr. Johnson. Discussion ensued about contacting the Unified Government to inquire if any of the repair work lies in their jurisdiction and whether or not they would absorb some of that cost. Councilmember Prieb indicated he would reach out to a contact he has with the UG to address that question. Depending on costs for the repair work, this item may be tabled for another budget year, noting there are other roadwork projects that have to be funded and may require priority attention for this budget year.

Old Business:

- Planning for Fred Braun Day. It was noted we will hold Fred Braun day in conjunction with Earth day as we have in years past, and also have it coincide with the spring large item pickup day. Since Earth Day falls on a Wednesday (April 22nd), it was discussed holding it on the Saturday before, on April 18th. Discussion was held about having a kickoff party and then breaking off into groups for cleanup around the community. This

will be followed by some sort of a luncheon. Last year the City provided hotdogs and everyone else brought a side dish or dessert. We will also need to coordinate with Waste Management about the large item pickup. Discussion was held about advertising for the event via the black boxes, the City website, Q-News and the Quiviran.

New Business:

- Erosion Control. Councilmember Prieb reported receiving a lot of calls relating to erosion control, primarily about the lack of silt fencing and mud spraying on current construction projects within the community. He provided a brochure that is listed on our website, which was created by Johnson County that contains information relating to erosion control. A question was raised about whether or not we have an Ordinance relating to Land Disturbances. It was noted we do not. Discussion ensued about what we require for permitting and notices and whether or not we need to have more restrictive requirements and/or pass an Ordinance for such. Fred Grenier raised the concern of how adding restrictions might affect staff time to enforce that, and suggested we may need to look into adding more staff. Mayor Lilja noted it is something we need to enforce but we have to find a balance. It was suggested we might consider subbing out to Shawnee.
- Waste Management / Shawnee Connect App. City Administrator Leckey reported she received a voicemail from the Shawnee City Manager relaying the Shawnee Connect App was being dissolved and that odor complaints from Lake Quivira residents would now need to be reported to Waste Management directly via a telephone number that will be answered 24 hours a day, 7 days a week. Erin provided the phone number (913-894-3777), and City Clerk Bounds said she would update the City website with that information.

Executive Session:

Mayor Lilja requested a motion for the Governing Body and City Attorney to recess into Executive Session, for a duration of twelve minutes, to discuss the 2020 Pay Ordinance as it relates to non-elected personnel.

Motion: Councilmember Christy made a motion that the Governing Body and City Attorney recess into Executive session, for a duration of twelve minutes, for the purpose of discussing the 2020 Pay Ordinance as it relates to non-elected personnel.

Second: Councilmember Best seconded.

Vote: 5-0. Motion Carried.

The Governing Body and City Attorney recessed to Executive Session at 9:06 p.m.

The Governing Body and City Attorney returned back to Regular Session at 9:18 p.m.

Mayor Lilja entertained a motion to adjourn the meeting.

Adjournment:

Motion: Councilmember Prieb made a motion to adjourn the meeting at 9:19 p.m.

Second: Councilmember McCullagh seconded.
Vote: 5-0. Motion Carried.

The meeting adjourned at 9:19 p.m.

Respectfully submitted by:
Kathy Bounds
City Clerk

NEXT SCHEDULED MEETING
February 10, 2020 AT 6:30 P.M.



- **Brady Lilja** - Quivira Inc, Q2 Board, Lake Quivira Foundation and Police.
- **Gayle Best** - Tree City, Railroad, Aesthetics, Landfill, City Hall and Holliday Drive.
- **John Christy** - 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.