

**MINUTES-REGULAR MEETING
CITY OF GODDARD
118 NORTH MAIN, GODDARD, KS
TUESDAY, FEBRUARY 16, 2021**

The Goddard City Council met in a Regular Session at Goddard City Hall on Tuesday, February 16, 2021. Mayor Larkin called the meeting to order at 7:00 p.m. followed by the Pledge of Allegiance and the Invocation. Council members present were Larry Zimmerman, Sarah Leland, Brent Traylor and Michael Proctor.

Also present were Brian Silcott, City Administrator; Matt Lawn, Finance Director; Brooke Brandenburg, Public Works Director; Micah Scoggan, City Planner; Fred Farris, Police Chief; Thatcher Moddie, Assistant to City Manager; and Ryan Peck, City Attorney.

APPROVAL OF THE AGENDA

MOTION: Councilmember *Traylor* moved to approve the Agenda as presented. Councilmember *Proctor* seconded the motion. The motion carried unanimously.

CITIZEN COMMENTS

None

APPOINTMENTS, PROCLAMATIONS, RECOGNITIONS, & NOMINATIONS

Police Chief, Fred Farris announced that Officer Walter “Trey” Roney was selected to fill the detective position and has begun training with Sergeant Circle. Farris added that his official transfer is yet to be determined due to officers currently on limited duty.

Captain Lance Beagley, Sergeant Andrew Circle and Officer Phillip Shelite received a Lifesaving Award for their lifesaving rescue of a Goddard Citizen while Mr. Deric Agnew received a Certificate of Commendation as his actions significantly contributed to the saving the life of his client.

APPROVAL OF THE CONSENT AGENDA

The following was submitted to the City Council for approval:

- Approval of Minutes
 - Regular Meeting – February 1, 2021
- Accounts Payable
 - February 3, 2021 for \$428,603.01
 - February 5, 2021 for \$41,892.56
 - February 10, 2021 for \$73,738.80
- Boards & Commissions
 - Library Board – January 11, 2021
 - Planning Commission – January 11, 2021

MOTION: Councilmember *Traylor* moved to approved the Consent Agenda as presented. The motion was seconded by Councilmember *Leland*. The motion passed unanimously.

SOUTHWEST CORRIDOR SEWER BASIN STUDY

Thatcher Moodie, Assistant to City Administrator, stated that staff is recommending that a Sanitary Sewer Basin Conceptual study be conducted to determine what infrastructure would be required to supply new commercial or residential developments in undeveloped areas in or near the City. The land in the Southwest Corridor is a part of Goddard's growth area and is optimal for expansion of residential growth. Also included in the study will be a 160-acre portion of land near Kellogg and 167th. Previous similar studies were conducted near Maple & 199th and 183rd & 23rd Streets. In order to incorporate new land for subdivisions, it is important for our water/sewer infrastructure to be able to supply these new areas. Through the use of pump/lift stations, as seen in the Southeast Growth Corridor, the sewer infrastructure can expand without overwhelming the current Wastewater treatment system. There are several undeveloped parcels around Goddard where a study of the ability for infrastructure improvements is recommended to be conducted. A Sewer Basin study is necessary to determine the potential for routing of a sewer main and potential installation of pump/lift stations in these undeveloped areas. Baughman Company P.A. will be completing this Engineering Study.

Attached are the maps of the potential Growth Areas that the Study will cover. Exhibit H.1.a demonstrates the three sections of land references in the Engineering Agreement. Section A is the 160 acres of land near 215th St. from 23rd to 31st Street. Section B of land is 80 acres and reflects the adjoining land east to 199th St (Goddard Road). The third portion of land (Section C) is 160 acres South of Kellogg and west of 167th Street. The areas are referred to as the Basin.

Moddie stated that the engineering process will consist of Field Surveys, Lift Station feasibility, Sewer Extension/Lift station cost estimates, Property acquisition, Utility Coordination, Review with staff, Project milestone documentation/reviews. Baughman Company will handle this entire process included in the lump sum \$13,500 budget. City Staff will update the Governing Body on the result of the study in the coming weeks. The Study, Cost estimates and Basin Maps are due by March 8, 2021.

The cost is \$13,500 and will be allocated to the Sewer Replacement Reserve Fund, Sewer Improvements, Engineering/Design line item 83-665-6325

MOTION: Councilmember *Zimmerman* moved to approve Sanitary Sewer Basin Conceptual study for a cost of \$13,500 to be allocated as presented. The motion was seconded by Councilmember *Traylor*. The motion passed unanimously.

SEDGWICK COUNTY ELECTRIC CO-OP FRANCHISE AGREEMENT/ORDINANCE

Brian Silcott, City Administrator, presented a proposed ordinance granting to Sedgwick County Electric Cooperative Association, Inc., a franchise to provide electric service withing the City of Goddard. The current franchise agreement which was adopted on January 18, 2011 has expired. The current franchise was adopted with the passage of Ordinance 711 and charges 5% of gross receipts. The term for the current franchise was for a period of 10 years. Sedgwick County Electric Coop currently serves homes located in Elk Ridge and the northern most lots within Spring Hill. In short, the areas along Maple are served by the electric Coop.

Silcott added that the proposed agreement was drafted by City Attorney Bob Coykendall. The proposal charges 5% of gross receipts for a period of 10 years with the option to renew in five

years from the effective date of the agreement. The proposed document is substantially unchanged from the current Ordinance 711 that was adopted in 2011.

MOTION: Councilmember *Proctor* moved to waive the reading of the Ordinance. The motion was seconded by Councilmember *Leland*. The motion passed unanimously.

MOTION: Councilmember *Leland* moved adopt said Ordinance. The motion was seconded by Councilmember *Proctor*.

Roll Call Vote:

Yea: Zimmerman, Leland, Traylor, Proctor

Nay:

Ordinance #864

FARMLAND LEASE AGREEMENT RENEWAL

Brooke Brandenburg, Public Works Director stated as part of the North Park land exchange with Tanganyika Wildlife Park the City received approximately 19 acres of farm ground that lies directly north of the public works facility. The property is leased annually on a cash basis to local farmer Alan Smarsh for a fixed fee payment of \$765.60.

The lease for the City owned farmland is up for renewal. Continuation of the lease would allow the City to accrue revenue from the property and it will not require City maintenance. Lease year is March 1st – February 28th renewals to be reviewed and approved annually by the City Council until a plan is developed for other use of the property.

MOTION: Councilmember *Proctor* moved to approve the annual lease of City Property from Mr. Smarsh for \$765.60. The motion was seconded by Councilmember *Leland*. The motion passed unanimously.

CHARTER ORDINANCE - CITY ATTORNEY

Ryan Peck, City Attorney, explained that in late 2020 the City Council discussed changing the composition of the Governing Body when the City was left with a vacancy on the bench. Peck presented a proposed Charter Ordinance that would restructure the Governing Body to a five person panel giving the Mayor a vote. Peck explained that the Charter Ordinance would exercise the City's home rule authority under the Kansas Constitution and would exempt the City from certain statutes relating to the composition and makeup of the Governing Body and its powers and duties. Peck explained that the Council would consist of five council members to be elected by the voters and the Mayor and Vice Mayor would be appointed by the Governing Body from its own membership. Mayor Larkin would be appointed to fill the currently vacant position on the Governing Body, while continuing to serve in the changed Mayor position.

Peck explained that the Mayor would fill vacancies on the Governing Body subject to the Governing Body's consent. In the event of a vacancy in the position of Mayor or Vice Mayor, a replacement would be filled from the remaining members of the Governing Body by a majority vote of the Governing Body. Peck said there would be no change to unexpired terms for the current Governing Body members.

Peck stated there would be no change in the job title or pay of the City Administrator and the role and duties largely will be unchanged. The City Administrator will continue to direct and manage the City's day-to-day affairs. Hiring and firing decisions, including officer appointments would be subject to the advice and input of the Governing Body.

Peck added that the Charter Ordinance would need to be approved by a 2/3 vote of the Governing Body, and the Charter Ordinance would need to be published one each week for two consecutive weeks in the Times Sentinel. The Ordinance will be effective 61 days after final publication, subject to the filing of a petition in opposition to the ordinance and signed by 10% of the electors in the City from the preceding City election, in which case the matter would be sent to the voters to decide.

MOTION: Councilmember *Traylor* moved to waive the reading of the Ordinance. The motion was seconded by Councilmember *Proctor*. The motion passed unanimously.

MOTION: Councilmember *Traylor* moved adopt said Ordinance. The motion was seconded by Councilmember *Zimmerman*.

Roll Call Vote:

Yea: Zimmerman, Leland, Traylor, Proctor

Nay:

Charter Ordinance # 15

CITY ADMINISTRATORS REPORT

Brian Silcott, City Administrator presented the City Administrator's Report of February 16, 2021.

GOVERNING BODY COMMENTS

Councilmember Zimmerman asked about the progress on the hotel in the STAR Bond district. Micah Scoggan, City Planner stated that the building permit has been issued.

Councilmember Proctor commended the public works department on keeping the roads clear during the snowstorm.

Mayor Larkin thanked City Staff for all they do.

ADJOURNMENT

MOTION: Councilmember *Leland* moved to adjourn the regular meeting. Councilmember *Zimmerman* seconded the motion. The motion carried unanimously.

*Meeting adjourned at 8:24 pm.
Teri Laymon, City Clerk*