

**MINUTES-REGULAR MEETING
CITY OF GODDARD
118 NORTH MAIN, GODDARD, KS
TUESDAY, SEPTEMBER 6, 2022**

The Goddard City Council met in a Regular Session at Goddard City Hall on Tuesday, August 6, 2022. Mayor Larry Zimmerman called the meeting to order at 7:00 p.m. followed by the Pledge of Allegiance and the Invocation led by Councilmember Proctor. Council members present were Hunter Larkin, Sarah Leland, Larry Zimmerman, Brent Traylor, and Michael Proctor.

Also present were, Brian Silcott, City Administrator; Teri Laymon, City Clerk; Lance Beagley, Police Chief; Thatcher Moddie, Assistant to City Administrator; Micah Scoggan, Economic Development Director; Matt Lawn, Finance Director; Brooke Brandenburg, Public Works Director; Harlan Foraker, City Engineer, and Ryan Peck, City Attorney.

APPROVAL OF THE AGENDA

MOTION: Councilmember *Leland* moved to approve the agenda. Councilmember *Traylor* seconded the motion. The motion carried unanimously

CITIZEN COMMENTS

None

APPOINTMENTS, PROCLAMATIONS, RECOGNITIONS & NOMINATIONS

Police Chief, Lance Beagley, stated that Officer Walter “Trey” Roney was previously appointed as a Detective at the February 16, 2021, City Council Meeting. Sergeant Roney has worked with the Goddard Police Department for four and a half years. Prior to joining the Goddard Police Department, Sergeant Roney worked four years for the Bel Aire Police Department, four years with the Butler County Sheriff Adult Detention Facility and spent eight years as reserve and part time officer for the Kechi Police Department. During his career in Goddard, Sergeant Roney has worked as a Field Training Officer, certified department members on TASER, provided officers with Below 100 safety presentations, and operates the department's drone.

In his new role, Sergeant Roney will become a first-line supervisor of officers and assist the agency in our goal of providing the best quality of law enforcement possible for the citizens of Goddard Kansas. To aid with a smooth transition out of the detective role, Sergeant Roney will remain assigned to the detective duties until a suitable replacement is trained to take over those responsibilities.

APPROVAL OF THE CONSENT AGENDA

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

**SERIES 2022-1 GO BONDS – ARBOR CREEK ADDITION PH 1 AND COLLECTOR,
CLOVER LEAF FARMS ADDITION PH 1, ELK RIDGE PH 3 ASSESSMENTS**

Brian Silcott, City Administrator stated the City authorized improvements to the following residential additions by property owner petition under the provisions of K.S.A 12-6a01 *et seq.* related to property owner petitioned special assessments for improvements. The documents presented will convert temporary notes financing existing improvements into Series 2022-1 General Obligation Bonds to be financed with special assessments of the property owners identified in the assessment roll and backstopped with the full faith and credit of the City at-large. The assessment proceedings are for Arbor Creek Addition Phase 1 and Collector, Clover Leaf Farms Addition Phase 1, and Elk Ridge Phase 3.

Attachment H.1a contains Exhibit A provides a statement of final costs. Exhibit B (includes Schedule D) is the assessment roll certification. Exhibit C is the notice of public hearing. Exhibit D is the form of notice of hearing and statement of cost proposed to be assessed.

H.1a Exhibit A Statement of Final Costs

**Project No. 1 – Arbor Creek Addition Collector – Sanitary Sewer Improvements
Authorized by Resolution No. 21-24; Final Cost \$86,996.89**

Construction of a lateral sanitary sewer, including necessary sewer mains and appurtenances to serve certain lots of Arbor Creek Addition, to be constructed with plans and specifications to be furnished by the City Engineer of the City of Goddard, Kansas.

**Project No. 2 – Arbor Creek Addition Collector – Storm Water Sewer Improvements
Authorized by Resolution No. 21-25; Final Cost \$253,345.52**

Construction of a storm water sewer system, including necessary appurtenances to serve certain lots of Arbor Creek Addition. That said improvements be constructed with plans and specifications to be furnished by the City Engineer of the City of Goddard, Kansas.

**Project No. 3 – Arbor Creek Addition Collector – Paving Improvements
Authorized by Resolution No. 21-26; Final Cost \$691,202.18**

That there be constructed pavement on Arbor Creek Street from the south edge of 23rd Street South to the intersection on Arbor Creek Street and Thicket Lane; Paving on Brookside Street from the intersection of Brookside Street and Thicket Lane to the north corner of Lot 43, Block 10; Arbor Creek Addition. Construction of sidewalk along the north side of Arbor Creek Street and Brookside Street. That said pavement between aforesaid limits be constructed with plans and specifications to be furnished by the City Engineer of the City of Goddard, Kansas. Drainage to be installed where necessary.

**Project No. 4 – Arbor Creek Addition Collector – Water Improvements
Authorized by Resolution No. 21-27; Final Cost \$156,476.77**

Construction of a water distribution system including necessary water mains, pipes, valves, hydrants, and appurtenances, to serve certain lots of Arbor Creek Addition, according to plans and specifications to be furnished by the City Engineer of the City of Goddard, Kansas.

Project No. 5 – Arbor Creek Addition Phase 1 – Sanitary Sewer Improvements
Authorized by Resolution No. 19-08; Final Cost \$535,809.15

Construction of a lateral sanitary sewer, including necessary sewer mains and appurtenances to serve certain lots in Arbor Creek Addition Phase 1, to be constructed with plans and specifications to be furnished by the City Engineer of the City of Goddard, Kansas.

Project No. 6 – Arbor Creek Addition Phase 1 – Storm Water Sewer Improvements
Authorized by Resolution No. 19-10; Final Cost \$358,085.11

Construction of a storm water sewer system, including necessary appurtenances to serve certain lots in Arbor Creek Addition Phase 1, according to plans and specifications to be furnished by the City Engineer of the City of Goddard, Kansas.

Project No. 7 – Arbor Creek Addition Phase 1 - Paving Improvements
Authorized by Resolution No. 19-12; Final Cost \$665,981.03

That there be constructed on Arbor Creek Court from the west edge of Arbor Creek Street to a point approximately 385 feet west; Paving on Hazel Lane from the west edge of Arbor Creek Street to the east edge of Crabtree Lane; Paving on Shellbark Street from the west edge of Arbor Creek Street to the east edge of Crabtree Lane; Paving on Crabtree Lane from the northeast corner of Lot 11, Block 1; Arbor Creek Addition to the southeast corner of Lot 18, Block 1; Arbor Creek Addition; Paving on Footbridge Street from the south edge of Brookside Street to the west edge of Lot 52, Block 10; Arbor Creek Addition; Paving on Footbridge Court from the west edge of Lot 52, Block 10; Arbor Creek Addition to the southwest corner of Lot 55, Block 10; Arbor Creek Addition. Construction of sidewalk along the south side of Hazel Lane; along the west side of Crabtree Lane; along the north side of Shellbark Street; along the north side of Footbridge Street, with plans and specifications to be furnished by the City Engineer of the City of Goddard, Kansas. Drainage to be installed where necessary.

Project No. 8 – Arbor Creek Addition Phase 1 – Water Distribution System Improvements;
Authorized by Resolution No. 19-29; Final Cost \$231,926.64

Construction of a water distribution system, including necessary water mains, pipes, valves, hydrants, and appurtenances to serve certain lots in Arbor Creek Addition Phase 1, according to plans and specifications to be furnished by the City Engineer of the City of Goddard, Kansas

Project No. 9 – Arbor Creek Addition Phase 1 - Grading Improvements
Authorized by Resolution No. 19-30; Final Cost \$307,864.06

Construction of grading improvements to serve certain lots in Arbor Creek Addition Phase 1, according to plans and specifications to be furnished by the City Engineer of the City of Goddard, Kansas.

Project No. 10 – Clover Leaf Farms Addition Phase 1 – Sanitary Sewer Improvements; Authorized by Resolution No. 21-15; Final Cost \$654,382.46

Construction of eight inch (8”) and ten inch (10”) sanitary sewer improvements to serve certain lots in Clover Leaf Farms Phase 1, to be constructed in accordance with City of Goddard standards.

Project No. 11 – Clover Leaf Farms Addition – Storm Water Drain Improvements Authorized by Resolution No. 21-16; Final Cost \$923,849.61

Construction of storm water drain improvements, including necessary appurtenances to serve certain lots in Clover Leaf Farms Addition, to be constructed in accordance with City of Goddard standards.

Project No. 12 – Clover Leaf Farms Addition Phase 1 - Paving Improvements Authorized by Resolution No. 21-17; Final Cost \$570,047.36

That there be constructed thirty-four (34) foot wide residential standard pavement on Martens Ct. from the south line of the plat, north to and including the cul de sac; on Casado St. from the south line of the plat, north to the north line of Lot 40, Block A; and on Cloverleaf St. from the east line of Casado St. east to the east line of Parcel D, Block A. That there be constructed thirty (30) foot wide residential standard pavement on Casado Ct. from the east line of Casado St., east to and including the cul-de-sac, to serve Lots 27 through 36, Block B. That sidewalk be constructed along one side of Casado St., and Cloverleaf St., according to plans and specifications to be furnished by the City Engineer.

Project No. 13 – Clover Leaf Farms Addition Phase 1 – Water Line Improvements Authorized by Resolution No. 21-18; Final Cost \$243,117.91

Construction of an eight-inch (8”) water line extension to serve certain lots in Clover Leaf Farms Phase 1, in accordance with City of Goddard standards.

Project No. 14 – Elk Ridge Addition Phase IV – Paving Improvements Authorized by Resolution No. 19-17; Final Cost \$585,339.03

Construct twenty-four (24) foot wide asphalt mat pavement on Sheriac from the west line of Lot 5, Block C, west to the east line of Hawkins Ln.; and on Hawkins Ln., from the north line of Maple, north to the north line of the plat including the eyebrow for Lots 1 through 3, Block E.

Project No. 15 – Elk Ridge Addition Phase 3 – Sanitary Sewer Improvements Authorized by Resolution No. 19-26; Final Cost \$335,467.73

Construction of eight inch (8”) and ten inch (10”) sanitary sewer improvements to serve certain lots in Elk Ridge Addition, to be constructed in accordance with City of Goddard standards.

Project No. 16 – Elk Ridge Addition Phase 3 – Water Improvements Authorized by Resolution No. 19-27; Final Cost \$149,896.14

Construction of an eight-inch (8”) water line extension to serve certain lots in Elk Ridge Addition, in accordance with City of Goddard standards.

Project No. 17 – Elk Ridge Addition Phase 3 – Water Main Improvements
Authorized by Resolution No. 19-28; Final Cost \$54,085.80

Construction of an eight-inch (8”) water main extension to serve certain lots in Elk Ridge Addition, in accordance with City of Goddard standards.

H.1b Exhibit B Assessment Roll Certification

Assessment certification is the City Clerk apportions the costs of the improvements to each parcel and the amount apportioned for each improvement. The cost to each lot is established in Schedule I of the Assessment Roll Certification (Exhibit B).

H.1c Exhibit C Notice of Public Hearing

This is the notice of public hearing to be published in the Times-Sentinel on September 19, 2022, for the assessment of the improvements.

H.1d Exhibit D Notice of Hearing & Statement of Costs to be Assessed

This exhibit is the notice of public hearing that will be mailed to each property owner of the lot(s) being assessed. The notice asks that written or oral objections to the assessments be presented at the hearing. The notice also allows property owners to pay the assessment as a portion or in its entirety within 30 days, otherwise payments are to be made annually in twenty installments. As required by statute, a public hearing will be held on Monday, September 19, 2022, at 7pm to consider objections to the assessment of costs for the improvements.

Brian Silcott, City Administrator stated that the process presented for the assessment of is the same as all other subdivisions within Goddard. Failure to assess the parcels as petitioned by the developer and defined within the presented statutory process, results in the city at-large incurring the cost of improvements.

Silcott recommended the City Council: Take as a single action motion:

- 1) Approve the Statement of Final Cost
- 2) Approve the Assessment of Roll Certification
- 3) Establish September 19, 2022, at 7:00 p.m. to meet for the purpose of hearing and all written or oral objections to the respective assessments set forth in the Statement of Final Costs and Assessment Roll Certification
- 4) Direct the Clerk to Publish Notice of Public Hearing in the paper of record and distribute the Notice of Public Hearing and Statement of Proposed Cost to all affected property owners and retain these documents for public inspection

MOTION: Councilmember *Proctor* moved to approve the Statement of Final Cost, Approve the Assessment of Roll Certification, establish September 19, 2022 at 7:00 p.m. to meet for the purpose of hearing any objections to the respective assessments, and to direct the Clerk to publish Notice of Public Hearing in the paper of records and distribute the Notice of Public Hearing and Statement of Proposed Costs to all affected property owners. Councilmember *Traylor* seconded the motion. Councilmember Larkin abstained. The motion carried.

ORDINANCE AUTHORIZING THE CONDEMNATION OF COMMUNITY SPACE

Brian Silcott presented an Ordinance that authorizes and directs the City Attorney to begin proceedings for eminent domain in Sedgwick County District Court for the appropriation of land and compensation for the land. The costs of the land acquisition are to be paid entirely by the city and defines the tracts to be as follows:

Tract 1:

Lots 4, 5 and 6, Block 16, Goddard Addition, an Addition to Goddard, Sedgwick County, Kansas.

Tract 2:

Lot 1, Block A, WPS Addition, an Addition to Goddard, Sedgwick County, Kansas.

On July 5, 2022, the City Council adopted Resolution 22-18 declaring it necessary to acquire property for the potential construction of a new community center and any other public purpose, which could include additional space for a library. The City Engineer was directed to survey the properties and create a legal description of the land/interest to be acquired. The survey and legal description have been completed and are on file with the City Clerk.

Silcott added that the purchase of land for a community center is included in the 2022-2027 Capital Improvement Program with a G.O. Temporary Note issuance identified as the funding source.

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

MOTION: Councilmember *Proctor* moved to adopt said Ordinance. Councilmember *Leland* seconded the motion.

Roll Call Vote

Yea: Larkin, Leland, Zimmerman, Traylor, Proctor

Nay:

Ordinance # 896

CITY COUNCIL COMPENSATION ORDINANCE

Brian Silcott presented an Ordinance that codifies City Council compensation at two hundred dollars per month (\$200.00) and one hundred dollars per meeting (\$100.00).

During the routine administrative review of the municipal code and City Council policies it was identified that previous council pay was reflected in resolutions while the municipal code requires an ordinance.

Staff has drafted to reflect the current compensation of the governing body. The ordinance codifies the current compensation of the governing body.

MOTION: Councilmember *Leland* moved to waive the reading of the Ordinance.
Councilmember *Traylor* seconded the motion. The motion carried unanimously.

MOTION: Councilmember *Leland* moved to adopt said Ordinance. Councilmember *Proctor* seconded the motion.

Roll Call Vote:

Yea: Leland, Zimmerman, Traylor, Proctor

Nay: Larkin

Ordinance #897

CONSIDER SPLASH PAD EPOXY SURFACING

Thatcher Moddie, Assistant to City Administrator, presented an agreement for epoxy surfacing at the Splash Pad with Wildcat Painting, Inc., in the amount of \$15,800. Options for rubberized pour-in-place surfacing were bid. However, staff researched and determined that it can be difficult to clean, maintain and may even cause issues with drainage. Additionally, pour-in-place coatings are extremely expensive and there is limited information on how long the coatings will last with frequent use and water flow. Staff would recommend attempting to fix the slippage issue with a less intensive surface coating like epoxy, which is affordable, long-lasting and can be easily repaired. If the epoxy coating is proven not to be effective, pour-in-place surfacing can be looked at down the road in future budget plans.

MOTION: Councilmember *Larkin* moved to waive the reading of the Ordinance.
Councilmember *Traylor* seconded the motion. The motion carried unanimously.

EVERBRIDGE RENEWAL PROPOSAL

Thatcher Moddie stated Staff is recommending a one-year update to the Contract with Everbridge. It is the same cost as a 3–5-year contract per year. With an ever-changing layout of technology, staff would like to take the next year to determine if Everbridge is still an adequate option in the long-term. There may be a solution through Open-Gov, who oversees management of our Permitting and Utility Billing software. However, that technology has not yet launched, and staff is not yet sure if it would suit the needs of our Citizens. Continuing this agreement by extending the contract by one year would ensure there is no lapse in our notification services for upcoming events. The one-year service agreement cost is \$6,489.00

MOTION: Councilmember *Proctor* moved authorize the one-year service agreement at a cost of \$6,489.00 as presented. Councilmember *Leland* seconded the motion. The motion carried unanimously.

DISCUSSION OF CREATING SCFD STEERING COMMITTEE

Brian Silcott stated the Sedgwick County Board of County Commissioners has requested feedback and input from the City Council on the concept of an advisory board for SCFD Fire District #1. Included with

the request is a draft resolution creating the advisory board, defining its composition, purpose, and meeting regularity. Feedback is desired by September 21, 2022.

The draft resolution creates a steering committee for the SCFD that is comprised of nine advisory board members. Five members are from each City within the district and four at-large members appointed by the Board of County Commissioners acting as the governing body for the district.

The five cities (Goddard, Bel Aire, Haysville, Maize, and Park City) within Fire District #1 will each appoint one representative. The representative must reside or own a business within the district and pay property taxes to Fire District #1. Terms are for four years, with Goddard, Park City, and Bel Aire first appointments being for a term of four years. Maize and Haysville’s initial appointments is for two years with subsequent appointments being for a term of four years.

The four at-large members are to be residents or business owners paying property tax within the district. At-large members are to have one appointment from and represent three members from the unincorporated areas of the district, one member from a city other than the five above, and a representative from a contracting entity.

Silcott recommended the City Council: Develop a consensus of support for or against the creation of a Sedgwick County Fire District #1 Steering Committee.

It was the consensus of the Governing Body to support the creation of a Sedgwick County Fire District #1 Steering committee.

CONSIDER WASTEWATER TREATMENT FACILITY BLOWER REPAIR

Brook Brandenburg, Public Works Director stated that Public Works is requesting spending approval to repair the Kaeser model FB 790C blower. Cost of the repair will vary depending on the condition of the damaged block. Known costs are \$7,227.70 and includes disassembly of the blower, shipping, testing and blower reassembly. Depending on the condition of the blower block it may be repaired or replaced. Repairs cost are approximately \$8,000 and a new block costs \$20,710.00. Below is a detailed breakdown of the cost:

Pull, Inspect, and install Blower Block:	\$7,227.70
Block rebuild:	\$8,000.00
New block:	\$20,710.00
Contingency:	\$2,500.00
Cost with rebuilt block:	\$17,727.70
Cost with new block:	\$30,437.70

Brandenburg asked for the approval amount to cover the cost of a new blower if the old blower is not able to be repaired. The amount will be allocated 100% to Sewer Replacement Reserve Fund 83-860-6130.

MOTION: Councilmember ***Proctor*** moved authorize the repair of Blower #3 for \$30,437.70. Councilmember ***Leland*** seconded the motion. The motion carried unanimously.

CITY ADMINISTRATOR’S REPORT

Brian Silcott, City Administrator reviewed the progress of the STAR Bond Site and updated the City Council on the current residential developments, including Arbor Creek, Elk Ridge, Clover Leaf, Rustic Creek, Main Street Duplexes and the 23rd Street Culvert Repair.

Silcott added that Public Works Director Brooke Brandenburg is working to finalize the work schedule for Cedar Street and utility cuts. The schedule will be distributed to the City Council and public once finalized.

Silcott also reviewed the upcoming notable agenda items for October 2022 meetings and announced that the League of Kansas Municipalities will be holding their annual League Conference October 8 through 10 in Overland Park, Kansas.

GOVERNING BODY COMMENTS

Councilmember Traylor asked about the intersection of Swanee and 23rd, where it appears there are people cutting the corner and sliding off the road. Brooke Brandenburg stated that he was aware of the problem and that maybe deflectors could be installed until the repairs are put on a schedule.

Councilmember Proctor stated it was a great Labor Day weekend.

Mayor Zimmerman asked if the Wells were operating well. Brandenburg stated they are working well. Zimmerman suggested that staff and City Council begin to search out new water resources as the city is growing at a fast pace.

EXECUTIVE SESSION

MOTION: Councilmember *Leland* moved to recess into executive session to discuss a personnel matter involving a city employee pursuant to the non-elected personnel matters exception, K.S.A. 75-4319(b)(1), the City Council will reconvene the open meeting in the City Council Chamber at 8:08 p.m. The motion was seconded by Councilmember *Traylor*. The motion passed unanimously.

The City Council recessed into executive session at 8:00 p.m. and reconvened at 8:08 p.m.

Mayor Larkin announced there was no binding action taken in executive session.

ADJOURNMENT

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

Meeting adjourned at 8:10 pm.
Teri Laymon, City Clerk