

CITY OF DE SOTO
CITY COUNCIL
City Hall, 32905 W. 84th Street
March 19th, at 7:00 P.M.

MINUTES

The meeting was called to order with Roll Call by Mayor David Anderson.

Roll Call:	Cannon	Present	Morse	Present
	Drennon	Present	Templin	Present
	Maniez	Present		

Mayor Anderson led the Pledge of Allegiance. Guests signed the book on page 138.

Mayor Anderson read a Proclamation for National Crime Victims' Rights Week, April 26-May 2, 2009. A copy of the Proclamation will be sent to the Johnson County District Attorney's Office.

Consent Agenda Items will be acted upon by one motion unless a Council member requests an item be removed for discussion and separate action.

1. Consent Agenda:
 - a. Approve Minutes of the Council Meeting of March 5th, 2009.
 - b. Approve Pay Ordinance No. 613.

Motion by Councilman Morse to approve the Consent Agenda; second by Cannon

Roll Call:	Cannon	Yes	Morse	Yes
	Drennon	Yes	Templin	Yes
	Maniez	Abstain, absent from last meeting.		

Motion carried.

2. Call to Public:

"Members of the public are welcome to use this time to comment about any matter relating to City business that is not listed on this Agenda. The comments that are discussed under Call to Public may or may not be acted upon by the Council during this meeting. **There is a four-minute time limit.** Please stand and wait to be recognized by the Mayor."

Bob Garrett asked who directs the efforts and patrols of the Johnson County Sheriff's Office. Mayor Anderson stated the Sheriff directs the duties; the City Administrator contacts the Sheriff's Office when there are issues. Mr. Garrett stated a business owner has asked him to find out who directs the activities of the patrolling officers. Discussion ensued between Mayor Anderson and Mr. Garrett. City Administrator Guilfoyle stated the business owner can contact him directly and set a meeting with the Sheriff. Mayor Anderson stated if there is a specific and confidential reason for this specific patrol, the Sheriff's office will not be discussing this as a public matter.

Darrel Zimmerman stated De Soto's temporary sign ordinance is too restrictive. He said candidates running for office should also be required to follow the political sign ordinance. He further stated he wished those responsible for voting in favor of the rehabilitation of the Sunflower Water Plant should also work diligently in getting other entities involved to support the water fund. He also requested the City consider an agricultural zoning use.

3. Chamber / EDC Report: Executive Director, Sara Ritter, was not present.

4. Old Business:

- a. Consider Quit Claim Deed for property at 30150 W. 82nd Place for demolition. **Table.**

5. New Business:

- a. Consider Resolution Authorizing and Directing Issuance, Sale and Delivery of \$1,640,000 in Temporary Notes, Series 2009-1. Administrator Guilfoyle introduced Jeff White of Columbia Capitol and Kelsey Powell, who dealt with the market today on the sale of the notes. There were two bidders on the notes, which is less than in previous years. He explained the tenure and challenges of the market situation during these economic times. Edward Jones won the bonds and Commerce Bank won the notes.

Councilwoman Templin thanked Jeff for his explanation of the market and the sale.

Motion by Councilwoman Templin to adopt Resolution No. 840 Authorizing and Directing Issuance, Sale and Delivery of \$1,640,000 in Temporary Notes, Series 2009-1 to Commerce Bank; second by Cannon.

Roll Call:	Cannon	Yes	Morse	Yes
	Drennon	Yes	Templin	Yes
	Maniez	Yes		

Motion carried.

- b. Consider Ordinance Authorizing and Providing for Issuance of \$1,320,000 Principal Amount of General Obligation Refunding and Improvement Bonds, Series 2009-A.

Motion by Councilwoman Templin to adopt Ordinance No. 2221 Authorizing and Providing for Issuance of \$1,320,000 Principal Amount of General Obligation Refunding and Improvement Bonds, Series 2009-A to Edward Jones; second by Drennon.

Roll Call:	Cannon	Yes	Morse	Yes
	Drennon	Yes	Templin	Yes
	Maniez	Yes		

Motion carried.

- c. Consider Resolution Prescribing the Form and Details and Authorizing and Directing the Sale and Delivery of the 2009-A Series General Obligation Bonds.

Motion by Councilman Drennon to adopt Resolution No. 841 Prescribing the Form and Details and Authorizing and Directing the Sale and Delivery of the 2009-A Series General Obligation Bonds; second by Templin.

Roll Call:	Cannon	Yes	Morse	Yes
	Drennon	Yes	Templin	Yes
	Maniez	Yes		

Motion carried.

Discussion ensued between Councilwoman Templin and Mr. Jeff White regarding the City's bond rating. He stated the City's bond rating is very good for a small city.

- d. Review of 2008 EOY Budget Status. City Administrator Guilfoyle stated the City ended the year in a very positive way. Overall, in reviewing the 16 funds the City operates in, about 88% of the budget was expended. In the Revenue side of the budget, the City collected 17% more than budgeted. The end of the year balance was improved by 3% at the end of 2008. In this economic time, this is a very good way for a small city to end the budget year. Administrator Guilfoyle further provided a power point presentation and discussed the budget expenditures and revenues. He further provided information from CERI regarding the sales tax revenue and property tax revenue. Although the City will experience some shortfalls in State revenues, overall the City will be able to weather this economic storm in 2009 due to the unencumbered cash balance the City has.

Discussion between Mayor Anderson and Administrator Guilfoyle regarding tax abatements and assessed valuation projection for 2010. Mayor Anderson commented on the diversified tax base through the tax abatements that will allow the City to have increased revenues in the next several years when the abatements are paid in full.

Councilman Drennon complimented Administrator Guilfoyle and the City Staff on holding the budget line and the City being able to weather the economic storm.

- e. Consider bids for rehabilitation of Sunflower Well #6. Engineer Brungardt reviewed the comments in his Staff Report dated March 16, 2009. He stated this was a budgeted item. There are six existing wells on the south side of the river, and six wells on the north side of the river. By rehabbing Well #6, this will increase the well capacity on the south side of the river. Staff recommends awarding the bid to Douglas Pump in an amount not to exceed \$28,984.16. Discussion between Mayor Anderson and Engineer Brungardt regarding the electrical. Westar will provide the electrical service connection at no charge due to the closeness of the power supply. Discussion by Councilwoman Cannon and Engineer Brungardt regarding the continued use of the wells on the north side of the river. Engineer Brungardt stated the line crossing the river from the north could be a very expensive repair, and there is plenty of water in the south aquifer. He stated the river crossing could cost around One Million Dollars if it has to be replaced.

Motion by Councilwoman Templin to authorize the City Administrator to award the bid to Douglas Pump in an amount not to exceed \$29,000.00; second by Morse.

Roll Call:	Cannon	No	Morse	Yes
	Drennon	Yes	Templin	Yes
	Maniez	Yes		

Motion carried.

6. Executive Session: N/A

7. Advisory Reports:

- a. City Administrator, Pat Guilfoyle, stated there is a meeting set up of interested parties regarding the concept of a wholesale public water district. There will be representatives from Johnson County RWD #6, #7, Douglas Count #4, and the City of Eudora. A representative from Larkin will also be present for the meeting on March 27th, 2009.
- b. City Attorney, Patrick Reavey, no report.
- c. City Engineer, Mike Brungardt, said next Tuesday evening the Planning

Commission will hold the public hearing on the new rezoning district.

- d. City Planner, Linda Bohnsack, was not present. Engineer Brungardt stated there were five proposals received on the new way finding signs proposed for the City. The committee will be setting another meeting date in the near future.

Mayor Anderson asked if there was some leftover money from the Intervet loop water line project. Engineer Brungardt stated that money could be used in the CIP; however, the money could be used in other capital projects. Discussion between Mayor Anderson and Engineer Brungardt that the funding could be used for street repairs.

- e. City Clerk, Lana McPherson, no report.

8. Council & Mayor Comments:

Councilwoman Cannon had no comments.

Councilman Morse asked about the proposed City newsletter. Mayor Anderson said he thinks it is best to wait on that for right now.

Councilman Maniez asked about the guardrail repairs on the 83rd Street overpass. Engineer Brungardt stated there should be another bid coming in next week, and he hopes to have a report to the Council at the next meeting. Councilman Maniez discussed the CIP project regarding the repairs. Engineer Brungardt discussed the repairs and the bridge deck condition with Councilman Maniez. Councilman Maniez said he would like to see something done toward getting guardrails up.

Councilwoman Templin had no comments.

Councilman Drennon asked about a response on the stimulus projects. Administrator Guilfoyle said he has talked with Senator Roberts' office, and the earliest the City could expect an answer would be sometime this Fall on the water projects. Engineer Brungardt said the request made through KDHE came back that De Soto ranked below the criteria for their funding. There are KDOT and MARC applications that have been submitted and KDOT will be making a decision around April 1st.

Motion by Councilman Drennon to adjourn at 8:24 p.m.; second by Cannon.

All Council approved by "ayes".

Motion carried.

Respectfully submitted:

Lana R. McPherson, MMC, City Clerk