

MINUTES

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

Roll Call:	Cannon	Present	Urbanek	Present
	Maniez	Present	Zindler	Present
	Templin	Absent		

Citizens signed the book on page 9.

Mayor Anderson led the audience in the Pledge of Allegiance.

1. Consent Agenda:

- a. Approve Minutes from the Council meeting of February 19th, 2004.
- b. Approve Pay Ordinance No. 492.
- c. Approve Resolution No. 683 Authorizing CARS 2005-2009 application for roadway project.

Motion by Councilwoman Cannon to approve the Consent Agenda as written; second by Zindler.

Roll Call:	Cannon	Yes	Urbanek	Yes
	Maniez	Yes	Zindler	Yes
	Templin	Absent		

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."

Kathy Ross, former Grandma's Shop owner, stated she is interested in continuing the flea market in downtown De Soto in the summertime. She stated there would need to be insurance for the events. She had charged \$10 per space to cover the advertising in the area newspapers, and it cost her more than she took in. She asked about using the Chamber office's restroom facilities for the vendors only. Discussion by Mayor Anderson and Patrick Reavey, City Attorney, regarding insurance coverage and liability. Councilwoman Cannon said the event did bring many people to town. Councilman Urbanek agreed. Councilman Maniez stated he thought it was a good idea to continue the flea market. Mr. Reavey stated the City is already covered for liability insurance on City property. The vendors will need to carry their own insurance for their booth exposure. Mrs. Ross stated she has had many people and vendors ask if the flea market will continue. Discussion by Council regarding using the restrooms in the Chamber building. Mrs. Ross will work with Sara Ritter, Chamber President, on this matter.

3. Old Business:

- a. Consider proceedings on unsafe structure located at 32955 W. 83rd Street.
- b. Consider proceedings on unsafe structure located at 8245 Wyandotte Street.

Patrick Reavey, City Attorney, stated the structure at 8245 Wyandotte Street has been taken down. The property located at 32955 W. 83rd Street still belongs to Jane Ann Warren; however, the closing date of the sale on this property is to be April 1, 2004. Mr. Nate Harding is hoping to close on this property as soon as possible so that he can continue cleaning up the structure located at 32955 W. 83rd Street.

Larry Baxter, Building Official, stated he has talked with Mr. Harding and Mr. Harding is willing to do whatever it takes to make the structure at 32955 W. 83rd Street a safe structure, either by rehabilitating the structure or tearing it down. Mr. Harding does reside in the City. Council agreed they would wait for the contract to close on April 1, 2004, before pursuing this matter further.

Motion by Councilman Maniez to remove items 3 a. and 3 b. from the agenda; second by Cannon.

Roll Call:	Maniez	Yes	Urbanek	Yes
	Cannon	Yes	Templin	Absent
	Zindler	Yes		

Motion carried.

4. New Business:

- a. Consider application filed by Gallito King restaurant for a Cereal Malt Beverage License. Lana McPherson, City Clerk, introduced Maria Sanchez, owner of Gallito King.

Motion by Councilwoman Zindler to approve the application filed by Gallito King for a Cereal Malt Beverage license; second by Canon.

Roll Call:	Cannon	Yes	Urbanek	Yes
	Maniez	Yes	Zindler	Yes
	Templin	Absent		

- b. Consider contract with Shafer, Kline, & Warren for design services for Miller Park Parking Lot. Mike Brungardt, City Engineer, reviewed the proposed contract for the design of the Miller Park Parking Lot project. The proposed design fee total is \$12,900. Mr. Brungardt recommends approval of the contract with Shafer Kline & Warren. Discussion by Mayor Anderson and Mr. Brungardt on the funds budgeted for this project. Mr. Brungardt discussed the CDBG funds.

Motion by Councilman Urbanek to authorize the Mayor to enter into a contract with Shafer Kline & Warren for the design services for the Miler Park Parking Lot in the amount not to exceed \$12,900; second by Cannon.

Roll Call:	Cannon	Yes	Urbanek	Yes
	Maniez	Yes	Zindler	Yes
	Templin	Absent		

Motion carried.

- c. Consider recommendation regarding consultant selection for sewer master plan study. Mike Brungardt stated the committee held interviews for the three firms that were narrowed down on this project. He provided Council with a memo dated February 27, 2004, regarding the rankings of the three firms. The highest ranking firm was Shafer Kline & Warren. The committee recommends Shafer Kline & Warren to perform the sewer master plan. Discussion by Councilwoman Zindler and Councilman Urbanek on the interview process and the questions that were answered.

Motion by Councilman Urbanek to have Mike and Greg enter into negotiations with Shafer Kline & Warren for the sewer master plan study, and if these fail with Shafer Kline & Warren, then to go with Bartlett & West; second by Zindler.

Roll Call:	Maniez	Yes	Urbanek	Yes
	Cannon	Yes	Templin	Absent

Zindler Yes

Motion carried.

Councilwoman Templin arrived for the meeting at 7:30 p.m.

5. Executive Session. Patrick Reavey stated there is a special section for discussing the engineer's contract estimates and this will require about 10 minutes. Mr. Johnson called for a discussion on land acquisition for 15 minutes.

Motion by Councilwoman Templin to go into Executive Session to discuss engineering estimates and land acquisition, and for Council to return at 8:00 p.m.; second by Zindler.

All Council approved by "ayes".

Motion by Councilwoman Templin to return to open session at 8:02 p.m. and only the two items stated were discussed and no votes were taken; second by Zindler.

All Council approved by "ayes".

6. Advisory Reports:

- a. City Administrator, Greg Johnson, stated the Request for Qualifications for Planning Advisory Services are due tomorrow. He asked for two Council members to be a part of the interviewing process. Councilwoman Zindler and Councilwoman Templin will assist. Mr. Johnson stated that Johnson County has convened a meeting next week with the fire departments in the cities and County. He will be attending the meeting. Councilman Maniez asked if this would be a good time to ask for detachment. The meeting is at 7:00 p.m. next Wednesday at the County Administration building. Discussion by Mayor Anderson that he has met with Kent Dvorak and a county officer. The County wants to discuss fire protection with all the fire departments in the county and cities. Councilman Maniez stated he will attend, as will Councilman Urbanek. Discussion by Councilman Maniez that he would like to extend the invitation to former Councilman Duke Neeland as Mr. Neeland was very involved in these discussions in the past and he put in a lot of work on this matter.
- b. City Attorney, Patrick Reavey, provided Council with a memo regarding prohibiting parking in front yards of residences. He asked for Council feedback. Mr. Reavey will prepare an ordinance for the next meeting. Mr. Reavey stated he, Mike Brungardt and Greg Johnson have had several lengthy meetings with JoAnn Thompson and her son; and hopefully, these matters have been resolved and an agreement will be entered into with Mr. Bedford. Mr. Reavey stated there was an annexation bill before the House that barely failed. If passed, it would have required that cities, before an annexation is approved, would have to have a vote by the people on whether or not they wanted to be annexed into a city. The League thinks there may be another attempt to bring this issue back again and Mr. Reavey stated that passing of this bill would severely limit cities from expanding their boundaries. Mayor Anderson asked about the parking regulation ordinance wording. Discussion by Councilman Maniez on code enforcement of this proposed ordinance.
- c. City Engineer, Mike Brungardt, provided Council with two memos. One is information regarding the Penner overlay project done last fall and the thin pavement sections to be addressed by McAnany Construction. He also provided Council with an advisory report on summaries of projects being done. Mr. Brungardt stated the website should be online by the end of next week. Kim Gordanier has finished her part of the site and has given the information to Cytek to load onto their web service.
- d. City Clerk, Lana McPherson, stated that Dep. Mark Leiker had asked that Council be informed that the Battle of the Bands was a great success and all the people involved were polite and courteous. Everyone cleaned up after the event. Toni Caldwell said it was a wonderful event with 350 people in attendance. They hope to do it again next year. Lana asked for a consensus on the design of the pins to be ordered for the City. Council discussion. Councilwoman Templin said she wants Kansas on the pin; Councilwoman Zindler stated it would be helpful as there is a De Soto, Texas and a De

Soto, Missouri. Councilman Maniez said the City logo is fine as it is; Councilman Urbanek said he likes it as it is and (the state of) Kansas is the background; Councilwoman Cannon agreed to leave it as it is.

7. Council & Mayor Comments:

Council members had no further comments.

Mayor Anderson stated he, Greg and Patrick met with Huhtamaki officials last week. They discussed the new projects that Huhtamaki may be adding at this facility. Huhtamaki will be sponsoring the EDC meeting in the future.

Mayor Anderson said the boat ramp and river park concept has been well received by the Friends of the Kaw, Mr. and Mrs. Mike Hayden, and others. Mike Brungardt stated he will be completing some forms and documentation for this project. Mr. Brungardt will be working with Mike Calwell on surveying the river bed by the boat ramp. The ramp will need to be constructed during the low flow of the river in the summer months.

Motion to adjourn by Councilwoman Templin at 8:28 p.m.
All Council approved by "ayes".

Respectfully submitted:

Lana R. McPherson, CMC
City Clerk